

LAWYERS WEEKLY Index

Massachusetts Edition

July 11, 1994

Cite this Page 22 M.L.W. 2269

Index Issue — January - June 1994

With this issue, Lawyers Weekly continues its practice of publishing a semi-annual index to the cases and news stories that have appeared in the paper.

The index is divided into three parts:

- **Case Name Index.** This index lists all court and agency decisions which were digested in Lawyers Weekly during the first six months of 1994. The cases are indexed alphabetically under the court or agency which issued the ruling.

- **Case Subject Index.** This index also lists all decisions which were summarized in Lawyers Weekly during the first six

months of 1994. However, here the cases are listed by specific subject matter under more general subject categories.

- **News Story Index.** This index covers the news stories and features (except meeting notices and other dated material) which appeared in Lawyers Weekly during the first half of 1994. The stories and features are listed by title under the section of the paper in which they were originally published. Included in this section are Trial Reports, which contain information about cases provided by attorneys involved.

All three parts of the semi-annual index contain references to the date of the issue in which the case or story appeared and cumulative page on which the item appeared.

Space considerations make it impossible to include in this index all information contained in Lawyers Weekly during the last six months. Therefore, it is hoped that readers will continue to consult the paper each week in order to remain fully informed.

COURTS AND AGENCIES COVERED

This index contains the title of every case from courts and administrative agencies that has appeared in Massachusetts Lawyers Weekly during the first six months of 1994.

U.S. Supreme Court - appeals originating in Massachusetts or the 1st U.S. Circuit Court of Appeals.

1st U.S. Circuit Court of Appeals - every published case.

U.S. District Court - every published case.

U.S. Bankruptcy Court - all cases provided by the court.

U.S. Magistrate Judges - all cases provided by the court.

Supreme Judicial Court - every published case.

Appeals Court - every published case.

Superior Court - cases provided by individual judges and lawyers.

Appellate Division of the District Court - every case.

Land Court - cases provided by the court.

Probate Court - cases provided by individual judges and lawyers.

Trial Division of the District Court - cases provided by individual judges and lawyers.

Housing Court - cases provided by individual judges and lawyers.

Appellate Tax Board - all decisions.

Labor Relations Commission - all full decisions.

Massachusetts Commission Against Discrimination - select decisions of the full commission and individual commissioners.

Attorney General - all opinions provided by the attorney general's office.

MBA Ethics Committee - all decisions.

BBA Ethics Committee - all decisions.

Department of Industrial Accidents - select decisions of the appellate division.

Department of Environmental Protection - decisions provided by the department and its hearing officers.

Other Agencies - select decisions from other administrative agencies.

Lawyers Weekly encourages lawyers involved in cases which may be of interest to the bar to send us decisions which are not otherwise provided us by the court. If you would like to know whether Lawyers Weekly has already received a particular ruling, please call our senior opinion editor, Paul Lamoureux, at (617) 451-7300, ext. 128.

Case Name Index

CASE#	NO.	VOL.	CUM	ISS.
	PGS.	ISSUE	PG.	DATE
	NO.	NO.	NO.	
01 U.S. COURT OF APPEALS				
3-E COMPANY INC. V. NATIONAL LABOR RELATIONS BOARD	01-139-94	8	22-39	2032 6/13
44 LIQUORMART INC. V. STATE OF RHODE ISLAND	01-109-94	12	22-34	1782 5/9
ACEVEDO-VILLALOBOS V. HERNANDEZ	01-102-94	19	22-34	1780 5/9
AIR LINE PILOTS ASSOCIATION V. PRECISION VALLEY AVIATION INC.	01-142-94	16	22-39	2033 6/13
ALAN CORP. V. INTERNATIONAL SURPLUS LINES INSURANCE CO.	01-094-94	12	22-33	1724 5/2
AMERICAN TITLE INSURANCE CO. V. EAST WEST FINANCIAL	01-047-94	31	22-24	1260 2/28
ANDERSON V. BUTLER	01-118-94	20	22-35	1841 5/16
ANTHONY V. G.M.D. AIRLINE SERVICES INC.	01-060-94	16	22-26	1356 3/14
BILLAFANE-NERIZ V. FEDERAL DEPOSIT INSURANCE CORP.	01-087-94	17	22-30	1573 4/11
CABRAL V. IMMIGRATION AND NATURALIZATION SERVICE	01-028-94	11	22-21	1091 2/7
CALENTI V. BOTO	01-126-94	11	22-37	1940 5/30
CARIBE BMW INC. V. BAYERISCHE MOTOREN WERKE AKTIENGESellschaft	01-078-94	25	22-29	1521 4/4
CLAUSEN V. SEA-3	01-091-94	46	22-32	1676 4/25
COLLINS V. MARTELLA	01-048-94	12	22-24	1260 2/28
COMBINED MANAGEMENT INC. V. SUPERINTENDENT OF THE BUREAU OF INSURANCE OF THE STATE OF MAINE	01-096-94	17	22-33	1724 5/2
COMBUSTION ENGINEERING, INC. V. MILLER HYDRO GROUP	01-391-93	27	22-16	886 1/10
CONJUGAL PARTNERSHIP COMPRISED BY JOSEPH JONES AND VERNETA G. JONES V. CONJUGAL PARTNERSHIP COMPRISED OF ARTHUR PINEDA AND TONI PINEDA	01-112-94	26	22-34	1783 5/9
CONSERVATION LAW FOUNDATION OF NEW ENGLAND INC. V. FEDERAL HIGHWAY ADMINISTRATION	01-125-94	36	22-37	1940 5/30
COOL LIGHT COMPANY INC. V. GTE PRODUCTS CORP.	01-129-94	14	22-38	1984 6/6

CASE#	NO.	VOL.	CUM	ISS.
	PGS.	ISSUE	PG.	DATE
	NO.	NO.	NO.	
CRELIN TECHNOLOGIES INC. V. EQUIPMENTLEASE CORP.	01-061-94	30	22-26	1357 3/14
DAIGLE V. MAINE MEDICAL CENTER, INC.	01-025-94	19	22-21	1090 2/7
DE LA TORRE V. CONTINENTAL INSURANCE CO.	01-027-94	10	22-21	1090 2/7
DEFARIA V. IMMIGRATION AND NATURALIZATION SERVICES	01-392-93	8	22-17	936 1/17
DIAZ V. SEAFARERS INTERNATIONAL UNION	01-007-94	14	22-17	936 1/17
EAGLE EYE FISHING CORP. V. U.S. DEPARTMENT OF COMMERCE	01-064-94	10	22-28	1468 3/28
ESTATE OF HUNTINGTON V. COMMISSIONER OF INTERNAL REVENUE	01-049-94	17	22-24	1260 2/28
ESTEY V. COMMISSIONER, MAINE DEPARTMENT OF HUMAN SERVICES	01-092-94	44	22-32	1676 4/25
FAVORITO V. PANNELL	01-152-94	14	22-41	2141 6/27
FEBUS-RODRIGUEZ V. BETANCOURT-LEBRON	01-012-94	17	22-19	985 1/24
FEDERAL DEPOSIT INSURANCE CORP. V. KEATING	01-382-93	9	22-16	883 1/10
FEDERAL DEPOSIT INSURANCE CORP. V. ANCHOR PROPERTIES	01-001-94	17	22-16	886 1/10
GAMMA AUDIO & VIDEO INC. V. EAN-CHEA	01-376-93	32	22-16	833 1/3
GARCIA V. AMERICAN AIRLINES, INC	01-386-93	15	22-16	884 1/10
GEORGIA PACIFIC CORP. V. PABLO EGUIA & SONS INC.	01-026-94	9	22-21	1091 2/7
GOCHIS V. ALLSTATE INSURANCE CO.	01-039-94	10	22-23	1208 2/21
HARRIS V. RIVERA CRUZ	01-081-94	13	22-29	1522 4/4
HAVINGA V. CROWLEY TOWING AND TRANSPORTATION CO.	01-138-94	23	22-39	2032 6/13
HEGARTY V. SOMERSET COUNTY	01-132-94	3	22-38	1984 6/6
HORSLEY V. MOBIL OIL CORP.	01-033-94	10	22-22	1148 2/14
IN RE: GRAND JURY PROCEEDING	01-042-94	11	22-23	1209 2/21
IN RE: MENNA, PHILLIP G.	01-040-94	10	22-23	1208 2/21
IN RE: UNITED STATES EX REL. V. PRAWER AND CO.	01-115-94	24	22-35	1840 5/16
KEISLING V. SER-JOBS FOR	01-080-94	21	22-29	1521 4/4

CASE#	NO.	VOL.	CUM	ISS.
	PGS.	ISSUE	PG.	DATE
	NO.	NO.	NO.	
PROGRESS INC.	01-041-94	21	22-23	1209 2/21
KNAPP SHOES V. SYLVANIA SHOE MANUFACTURING CORP.	01-019-94	20	22-21	1089 2/7
LCM ENTERPRISES INC. V. TOWN OF DARTMOUTH	01-110-94	17	22-34	1783 5/9
LEE V. LIFE INSURANCE CO. OF NORTH AMERICA	01-065-94	32	22-28	1469 3/28
LEWIS V. COMMISSIONER OF INTERNAL REVENUE	01-099-94	9	22-33	1725 5/2
LEWIS V. GILLETTE CO.	01-074-94	33	22-29	1520 4/4
LIBBY V. DUVAL	01-093-94	18	22-33	1724 5/2
LICARI, TRUSTEE V. FERRUZZI	01-100-94	10	22-34	1780 5/9
LLOYD V. FEDERAL DEPOSIT INSURANCE CORP.	01-051-94	9	22-25	1309 3/7
MAGEE V. HARSHBARGER	01-116-94	22	22-35	1841 5/16
MALDONADO-DENIS V. CASTILLO-RODRIGUEZ	01-009-94	6	22-17	937 1/17
MARTEL V. FRIDOVICH	01-384-93	17	22-16	883 1/10
MARUHO CO. LTD. V. MILES INC	01-105-94	29	22-34	1781 5/9
MCCARTHY V. AZURE	01-119-94	15	22-35	1841 5/16
MCGUINNESS V. DUBOIS	01-385-93	13	22-16	884 1/10
MCNICHOLS V. COMMISSIONER OF INTERNAL REVENUE	01-062-94	18	22-26	1357 3/14
MENDES V. MEDTRONIC INC.	01-121-94	12	22-36	1888 5/23
MUNIZ-CABRERO V. RUIZ	01-103-94	28	22-34	1781 5/9
MURPHY V. TIMBERLANE REGIONAL SCHOOL DISTRICT	01-045-94	12	22-23	1210 2/21
NATIONAL LABOR RELATIONS BOARD V. CRAFTS PRECISION INDUSTRIES, INC.	01-082-94	20	22-30	1572 4/11
NEWELL PUERTO RICO LTD. V. RUBBERMAID INCORPORATED	01-020-94	8	22-21	1089 2/7
NORTHEAST DORAN INC. V. KEY BANK OF MAINE	01-130-94	9	22-38	1984 6/6
ONDINE SHIPPING CORP. V. CATALDO	01-075-94	27	22-29	1520 4/4
ORTIZ V. DUBOIS	01-137-94	7	22-39	2032 6/13
PEREZ-RUIZ V. CRESPO-GUILLEN	01-036-94	7	22-22	1149 2/14
PHINNEY V. UNITED STATES	01-072-94	16	22-29	1519 4/4
POULIN V. GREER	01-071-94	12	22-29	1519 4/4
PUSTELL V. LYNN PUBLIC SCHOOLS	01-014-94	26	22-20	1032 1/31
R.W. INTERNATIONAL CORP. V. WELCH FOOD INC.	01-057-94	7	22-26	1356 3/14
RAMS V. ROYAL CARIBBEAN CRUISE LINES INC.	01-151-94	22	22-41	2140 6/27
REICH V. CAMBRIDGEPORT AIR SYSTEMS INC.	01-083-94	25	22-30	1572 4/11
REICH V. ROWE	01-377-93	16	22-16	833 1/3
RESOLUTION TRUST CORP. V. CARR	01-107-94	24	22-34	1782 5/9
RESOLUTION TRUST CORP. V. NORTH BRIDGE ASSOCIATES INC.	01-149-94	16	22-41	2140 6/27
ROCKWELL V. CAPE COD HOSPITAL	01-068-94	19	22-28	1468 3/28
ROME V. BRAUNSTEIN	01-053-94	22	22-25	1309 3/7
ROMERO LAMA V. BORRAS	01-043-94	9	22-23	1209 2/21
SABETTI V. DIPALO	01-070-94	19	22-29	1519 4/4
SCHAFER V. AMERICAN CYANAMID CO.	01-131-94	24	22-38	1984 6/6
SERABIAN V. AMOSKEAG BANK	01-073-94	19	22-29	1520 4/4
SHARES INC.	01-147-94	16	22-40	2088 6/20
SILVA V. WITSCHEN	01-383-93	20	22-16	883 1/10
SINGLETON V. UNITED STATES	01-153-94	27	22-41	2141 6/27
SNOW V. HARNISCHFEGER CORP.	01-069-94	53	22-28	1469 3/28
ST. PAUL FIRE AND MARINE INSURANCE COMPANY V. WARWICK DYEING CORP.	01-140-94	23	22-39	2033 6/13
STATE OF RHODE ISLAND V. NARRAGANSETT INDIAN TRIBE	01-024-94	15	22-21	1088 2/7
SULLIVAN V. TAGLIABUE	01-095-94	19	22-33	1724 5/2
SWEENEY V. RESOLUTION TRUST CORP.	01-089-94	26	22-31	1624 4/18
TEJIDOS DE COAMO INC. V. INTERNATIONAL LADIES' GARMENT WORKERS' UNION	01-079-94	8	22-29	1521 4/4
TICKET MASTER-NY INC. V. ALIOTO	01-029-94	12	22-21	1091 2/7
TRESCA BROTHERS SAND AND GRAVEL INC. V. TRUCK DRIVERS UNION, LOCAL 170				
UNITED STATES V. ALOSA				

■ CONTINUED ON PAGE 34

Case Name Index

Case Name Index

This index lists all court and agency decisions which were digested in Lawyers Weekly during the first six months of 1994.

The cases are indexed alphabetically under the court or agency which issued the ruling.

• To locate a digest in Lawyers Weekly using this index:

1. Find the issue date in the fifth column.
2. Go to that issue.
3. Find the cumulative page in the fourth column.
4. Go to that page.

• To order the full text of a case from this index:

1. Find the Lawyers Weekly No. in the first column.
2. Dial our automated opinion service (1-800-933-5594).
3. Punch in the Lawyers Weekly No. when it is requested.

CASE#	NO.	VOL.	CUM.	ISS.
PGS.	PGS.	ISSUE	PG.	DATE
		NO.	NO.	

■ CONTINUED FROM PAGE 33

01 U.S. COURT OF APPEALS continued

UNITED STATES V. BOOT	01-141-94	7	22-39	2033	6/13
UNITED STATES V. BRANDON	01-030-94	118	22-21	1092	2/7
UNITED STATES V. BURNS	01-038-94	21	22-22	1151	2/14
UNITED STATES V. CHAPDELAIN	01-108-94	6	22-34	1782	5/9
UNITED STATES V. COTTON	01-021-94	3	22-21	1089	2/7
UNITED STATES V. CRUZ-SANTIAGO	01-379-93	9	22-16	833	1/3
UNITED STATES V. DELUCA	01-052-94	12	22-25	1309	3/7
UNITED STATES V. DOE	01-066-94	26	22-28	1469	3/28
UNITED STATES V. DUPONT	01-031-94	9	22-21	1092	2/7
UNITED STATES V. FAHM	01-004-94	16	22-16	887	1/10
UNITED STATES V. FORBES	01-054-94	21	22-25	1309	3/7
UNITED STATES V. FORD	01-106-94	31	22-34	1781	5/9
UNITED STATES V. GALLANT	01-134-94	10	22-38	1985	6/6
UNITED STATES V. GALLO	01-086-94	17	22-30	1573	4/11
UNITED STATES V. GENDRON	01-055-94	47	22-25	1310	3/7
UNITED STATES V. GIBBENS	01-136-94	20	22-38	1986	6/6
UNITED STATES V. GIFFORD	01-050-94	30	22-25	1308	3/7
UNITED STATES V. GONZALES	01-381-93	7	22-16	835	1/3
UNITED STATES V. GOODCHILD	01-144-94	27	22-39	2034	6/13
UNITED STATES V. HAHN	01-063-94	19	22-26	1357	3/14
UNITED STATES V. HERNANDEZ COPLIN	01-084-94	21	22-30	1572	4/11
UNITED STATES V. HERNANDEZ-LEBRON	01-123-94	15	22-36	1888	5/23
UNITED STATES V. INFANTE-RUIZ	01-008-94	17	22-20	1032	1/31
UNITED STATES V. ISAACS	01-018-94	23	22-20	1032	1/31
UNITED STATES V. KIMBALL	01-127-94	18	22-37	1940	5/30
UNITED STATES V. LALIBERTE	01-133-94	18	22-38	1985	6/6
UNITED STATES V. LEBLANC	01-128-94	21	22-37	1940	5/30
UNITED STATES V. LEGARDA	01-059-94	15	22-26	1357	3/14
UNITED STATES V. LILLY	01-005-94	11	22-16	887	1/10
UNITED STATES V. LIMBEROPOULOS	01-148-94	21	22-40	2088	6/20
UNITED STATES V. LODER	01-120-94	19	22-35	1841	5/16
UNITED STATES V. MALDONADO	01-098-94	20	22-33	1724	5/2
UNITED STATES V. MANNING	01-117-94	17	22-35	1841	5/16
UNITED STATES V. MATIZ	01-006-94	15	22-16	888	1/10
UNITED STATES V. MCFADDEN	01-013-94	24	22-19	985	1/24
UNITED STATES V. MELVIN	01-097-94	18	22-33	1724	5/2
UNITED STATES V. MELVIN	01-156-94	16	22-41	2143	6/27
UNITED STATES V. MENDEZ-COLON	01-017-94	10	22-20	1032	1/31
UNITED STATES V. MITCHELL	01-090-94	8	22-31	1624	4/18
UNITED STATES V. NORTON	01-146-94	16	22-40	2088	6/20
UNITED STATES V. NUNEZ	01-077-94	14	22-29	1521	4/4
UNITED STATES V. O'BRIEN	01-037-94	12	22-22	1150	2/14
UNITED STATES V. O'CONNOR	01-155-94	13	22-41	2143	6/27
UNITED STATES V. OLIVIER-DIAZ	01-380-93	12	22-16	834	1/3
UNITED STATES V. ORTIZ	01-114-94	18	22-35	1840	5/16
UNITED STATES V. PARRILA-TIRADO	01-101-94	11	22-34	1780	5/9
UNITED STATES V. PAULINO	01-002-94	15	22-16	887	1/10
UNITED STATES V. PION	01-135-94	21	22-38	1985	6/6
UNITED STATES V. QUINONES	01-124-94	17	22-37	1940	5/30
UNITED STATES V. REYES-MERCADO	01-104-94	10	22-34	1781	5/9
UNITED STATES V. RICHARDSON	01-023-94	22	22-21	1090	2/7
UNITED STATES V. RODRIGUEZ	01-143-94	1	22-39	2034	6/13
UNITED STATES V. RODRIGUEZ	01-150-94	9	22-41	2140	6/27
UNITED STATES V. ROSALES	01-085-94	19	22-30	1573	4/11
UNITED STATES V. SEPULVEDA	01-388-93	16	22-16	885	1/10
UNITED STATES V. 789 CASES OF LATEX SURGEON GLOVES	01-390-93	8	22-16	885	1/10
UNITED STATES V. SMITH	01-022-94	12	22-21	1089	2/7
UNITED STATES V. SOLDEVILA-LOPEZ	01-058-94	23	22-26	1357	3/14
UNITED STATES V. STERN	01-015-94	20	22-20	1032	1/31
UNITED STATES V. TAVARES	01-088-94	16	22-31	1624	4/18
UNITED STATES V. THE MEMBERS OF THE ESTATE OF BOOTHBY	01-044-94	11	22-23	1209	2/21
UNITED STATES V. TORRES-MALDONADO	01-016-94	25	22-20	1032	1/31
UNITED STATES V. TRONCOSO	01-122-94	15	22-36	1888	5/23
UNITED STATES V. UDECHUKWU	01-378-93	14	22-16	833	1/3
UNITED STATES V. VILLANUEVA	01-035-94	6	22-22	1148	2/14
UNITED STATES V. WELCH	01-387-93	26	22-16	884	1/10
VARTANIAN V. MONSANTO CO.	01-032-94	15	22-21	1092	2/7
VEIGA V. MCGEE	01-154-94	22	22-41	2142	6/27
VULCAN TOOLS OF PUERTO RICO V. MAKITA USA INC.	01-111-94	16	22-34	1783	5/9
WEBB V. INTERNAL REVENUE SERVICE	01-034-94	11	22-22	1148	2/14
WELSH V. DERWINSKI	01-011-94	6	22-19	984	1/24
WHITE V. IMMIGRATION AND NATURALIZATION SERVICE	01-056-94	13	22-26	1356	3/14
WILLIAMS V. MONARCH MACHINE TOOL CO. INC.	01-145-94	14	22-40	2088	6/20
WILSON V. STATE OF NEW HAMPSHIRE	01-067-94	3	22-28	1469	3/28
WILSON V. UNITED STATES GOVERNMENT	01-113-94	13	22-34	1783	5/9
ZELMAN V. GREGG	01-046-94	12	22-24	1260	2/28

02 U.S. DISTRICT COURT

AGBOSASA V. POWERS	02-068-94	5	22-33	1725	5/2
AIDS ACTION COMMITTEE OF MASSACHUSETTS INC. V. MASSACHUSETTS BAY	02-188-93	11	22-21	1093	2/7

TRANSPORTATION AUTHORITY					
BARRETT V. CHIN	02-005-94	27	22-21	1101	2/7
BELLUM V. VOSE	02-043-94	11	22-29	1522	4/4
BHAKTA V. BAYBANK	02-049-94	16	22-31	1624	4/18
BLEVIO V. AETNA CASUALTY & SURETY CO.	02-187-93	9	22-19	987	1/24
BOUCHARD V. GENERAL ELECTRIC CO.	02-071-94	18	22-33	1726	5/2
BROTHERHOOD CREDIT UNION V. GOODMAN	02-054-94	3	22-31	1626	4/18
BROWN DALTAS AND ASSOCIATES, INC. V. GENERAL ACCIDENT INSURANCE CO. OF AMERICA	02-028-94	22	22-25	1315	3/7
CAMERON V. OTTO BACK ORTHOPEDIC INDUSTRY INC.	02-003-94	9	22-19	986	1/24
CAPIZZI V. FEDERAL DEPOSIT INSURANCE CORP.	02-017-94	28	22-22	1152	2/14
CARDOZO V. GRAHAM	02-030-94	12	22-27	1412	3/21
CARVALHO V. SHALALA	02-057-94	8	22-31	1627	4/18
CASANOVA V. APOLLO COMPUTER, INC.	02-067-94	9	22-32	1677	4/25
CITIZEN AWARENESS NETWORK INC. V. U.S. NUCLEAR REGULATORY COMMISSION	02-098-94	11	22-38	1988	6/6
CLINICAL DYNAMICS CORP. V. DYNATECH NEVADA INC.	02-078-94	7	22-33	1728	5/2
CLINTON PAPER COMPANY INC. V. STIMMEL	02-118-94	13	22-41	2143	6/27
COLLINS V. GTE GOVERNMENT SYSTEMS CORP.	02-063-94	6	22-31	1632	4/18
COLLINS V. JAMES RIVER PAPER CO. INC.	02-059-94	25	22-31	1627	4/18
COMMERCIAL UNION INSURANCE CO. V. WALBROOK INSURANCE CO. LTD.	02-053-94	6	22-31	1626	4/18
CREST TRUCK LINE INC. V. POLYSAR INC. V. CARRIER NATIONWIDE	02-079-94	3	22-34	1784	5/9
DAUGHERTY V. ELMCREST INC.	02-104-94	10	22-38	1986	6/6
DEFAZIO V. DELTA AIR LINES INC.	01-048-94	11	22-30	1574	4/11
DIGITAL EQUIPMENT CORP. V. ORGANIZATION DIEGO CISNEROS	02-032-94	3	22-27	1413	3/21
DIVERSIFIED FUNDING INC. V. DIVERSIFIED MORTGAGE CO.	02-052-94	3	22-31	1626	4/18
DONOVAN, ADMINISTRATOR V. SEARS ROEBUCK & CO. V. SUPER SAGLESS CORP.	02-035-94	6	22-28	1470	3/28
DYNAMET TECHNOLOGY INC. V. ELECTRO DESIGN MANUFACTURING, INC.	02-015-94	5	22-23	1212	2/21
EQUAL EMPLOYMENT OPPORTUNITY COMMISSION V. ROBERT S. COSTELLO INC.	02-042-94	8	22-29	1522	4/4
ERBAFINA V. FEDERAL DEPOSIT INSURANCE CORP.	02-089-94	7	22-36	1888	5/23
FEDERAL DEPOSIT INSURANCE CORP. V. DUFFY	02-186-93	6	22-17	944	1/17
FEDERAL DEPOSIT INSURANCE CORP. V. GREENBERG	02-082-94	22	22-34	1784	5/9
FEDERAL DEPOSIT INSURANCE CORP. V. HUNTINGTON HOMES	02-023-94	13	22-25	1311	3/7
FEDERAL DEPOSIT INSURANCE CORP. V. SMITH	02-034-94	19	22-27	1413	3/21
FEDERAL DEPOSIT INSURANCE CORP. V. SOURCE ONE MORTGAGE SERVICES CORP.	02-010-94	15	22-22	1156	2/14
FEDERAL DEPOSIT INSURANCE CORP. V. PRECISION MOLDING CORP.	02-002-94	4	22-17	985	1/24
FEDERAL HOME LOAN MORTGAGE CORP. V. HALL	02-013-94	4	22-22	1157	2/14
FELICIANO V. DUBOIS	02-037-94	27	22-28	1471	3/28
FLEET BANK V. BAKER	02-066-94	5	22-32	1676	4/25
FORBES V. FEDERAL DEPOSIT INSURANCE CORP.	02-084-94	11	22-34	1785	5/9
FOSTER V. MCGRAIL	02-011-94	38	22-22	1157	2/14
FOSTER-MILLER INC. V. BABCOCK & WILCOX CANADA	02-029-94	16	22-27	1412	3/21
FOX V. SOUTHEAST TRANSPORT INC.	02-177-93	7	22-16	835	1/3
FULL KEEL MUSIC INC. V. DONNA'S PUB INC.	02-024-94	6	22-25	1312	3/7
FULLER V. BOARD OF SELECTMEN	02-044-94	13	22-29	1523	4/4
GAUTHIER V. SHALALA	02-065-94	9	22-32	1676	4/25
GENERAL ELECTRIC CO V. SUNG	02-001-94	15	22-17	937	1/17
GILDAY V. CALLAHAN	02-096-94	75	22-37	1941	5/30
GLEED V. DONALDSON, LUFKIN AND JENRETTE	02-181-93	4	22-16	888	1/10
GLEED V. DONALDSON, LUFKIN AND JENRETTE	02-181-93	4	22-17	939	1/17
GLOBE NEWSPAPER CO. V. BEACON HILL ARCHITECTURAL COMMISSION	02-038-94	55	22-28	1471	3/28
GONZALEZ V. SHALALA	02-056-94	7	22-31	1627	4/18
GREENFIELD V. SHUCK	02-094-94	14	22-36	1889	5/23
GROVER V. RUDD INTERNATIONAL CORP.	02-178-93	8	22-16	835	1/3
HARRIS V. NATIONAL RAILROAD PASSENGER CORP.	02-189-93	7	22-21	1099	2/7
HARTFORD FIRE INSURANCE V. TRANS FREIGHT LINES INC.	02-025-94	8	22-25	1312	3/7
HOLLAND V. HARTFORD COMPUTER EXCHANGE INC.	02-090-94	4	22-36	1889	5/23
HUTSON V. THE ANALYTIC SCIENCES CORP.	02-016-94	10	22-23	1212	2/21
IN RE: KOYOMJIAN, EDWARD	02-085-94	12	22-34	1785	5/9
IN RE: ST. JOHN'S NURSING HOME, INC.	02-099-94	24	22-38	1988	6/6
INDUSTRIAL GENERAL CORP. V. SEQUOIA PACIFIC SYSTEMS INC.	02-064-94	13	22-31	1632	4/18
INMATES OF SUFFOLK COUNTY JAIL V. RUFO	02-007-94	23	22-22	1152	2/14
INTERFACE GROUP-MASSACHUSETTS, INC. V. UNITED STATES FIRE INSURANCE CO.	02-076-94	2	22-33	1728	5/2
JOHNSON V. SHALALA	02-093-94	5	22-36	1889	5/23
JOHNSON V. SHAWMUT NATIONAL CORP.	02-019-94	8	22-23	1211	2/21
JUCHNEVICS V. TEXACO INC.	02-058-94	4	22-31	1627	4/18
JUDGE V. TOWN OF PEMBROKE	02-185-93	4	22-17	944	1/17
HOUSING AUTHORITY					
KACZYNSKI V. DRAPER PRINTING	02-033-94	12	22-27	1413	3/21

KELLY V. NORDBERG	02-061-94	9	22-31	1627	4/18
KNIGHT V. BRODNAX	02-014-94	11	22-22	1151	2/14
LAMKIN V. BRANIFF AIRLINES INC.	02-103-94	9	22-38	1992	6/6
LANGONE V. ESERNIA	02-060-94	12	22-31	1624	4/18
LAREAU V. PAGE	02-183-93	36	22-16	888	1/10
LAWLOR CORP. V. FEDERAL DEPOSIT INSURANCE CORP.	02-047-94	14	22-29	1528	4/4
LEAVITT V. BICKERTON	02-095-94	10	22-37	1941	5/30
LEMELSON V. WANG LABORATORIES, INC..	02-101-94	10	22-38	1988	6/6
LOVETERE V. FEDERAL DEPOSIT INSURANCE CORP. V. LOVETERE	02-026-94	4	22-25	1314	3/7
LOWELL-LIGHT MANUFACTURING INC. V. FEDERAL DEPOSIT INSURANCE CORP.	02-036-94	14	22-28	1471	3/28
LYNCH V. GENERAL MOTORS CORP.	02-045-94	32	22-29	1523	4/4
MAINS V. HALL	02-108-94	13	22-39	2040	6/13
MARTIN V. ENVELOPE DIVISION OF WESTVACO CORP.	02-083-94	28	22-34	1784	5/9
MASONOFF V. DUBOIS	02-102-94	8	22-38	1992	6/6
MAZZARELLA V. UNITED STATES POSTAL SERVICE	02-039-94	20	22-28	1472	3/28
MCDUGALD V. FEDERAL DEPOSIT INSURANCE CORP.	02-051-94	12	22-31	1625	4/18
MEEHAN V. FEDERAL DEPOSIT INSURANCE CORP.	02-191-93	2	22-21	1101	2/7
MILLER V. TOWN OF FRAMINGHAM	02-092-94	12	22-36	1889	5/23
MOLINO V. DUBOIS	02-041-94	11	22-29	1522	4/4
NASSON V. VAN WINKLE	02-073-94	20	22-33	1728	5/2
NATIONAL AMUSEMENTS INC. V. TOWN OF DEDHAM	02-021-94	27	22-25	1311	3/7
NATIONAL CREDIT UNION	02-075-94	10	22-33	1728	5/2
ADMINISTRATIVE BOARD V. STONE					
NATIONWIDE MUTUAL INSURANCE CO. V. HOYLE INSURANCE INC.	02-077-94	9	22-33	1728	5/2
NEWMAN V. BANK OF NEW ENGLAND CORP.	02-184-93	6	22-17	944	1/17
ONE WHEELER ROAD ASSOCIATES V. FOXBORO CO.	02-020-94	19	22-25	1310	3/7
PAGLIARINI V. GENERAL INSTRUMENT CORP.	02-105-94	11	22-39	2034	6/13
PALUMBO V. ROVERTI	02-182-93	14	22-17	937	1/17
PATTISON V. TOWN OF SOUTH HADLEY	02-046-94	8	22-29	1524	4/4
PEOPLES HERITAGE SAVINGS BANK V. NEW HERITAGE HOLDINGS INC.	02-086-94	8	22-34	1788	5/9
POLYMEDICA INDUSTRIES INC. V. THERMEDICS INC.	02-091-94	8	22-36	1889	5/23
RACQUETBALL 5, INC V. BACCARI	02-180-93	7	22-16	838	1/3
RADIONICS INC. V. ELEKTA INSTRUMENT AB	02-081-94	10	22-34	1784	5/9
RESOLUTION TRUST CORP. V. CARUSO	02-050-94	15	22-31	1625	4/18
RHODE ISLAND DEPOSITORS ECONOMIC PROTECTION CORP. V. HAYES	02-008-94	14	22-22	1156	2/14
RHODES V. KALENUIK	02-100-94	2	22-38	1992	6/6
RODRIGUEZ V. CARHART	02-009-94	5	22-22	1156	2/14
ROMAN V. FRIEDLAND	02-069-94	14	22-33	1725	5/2
ROSS V. BAKER	02-006-94	6	22-21	1102	2/7
SAAD V. STANLEY STREET TREATMENT AND RESOURCES INC.	02-106-94	32	22-39	2034	6/13
SOMERSET SAVINGS BANK V. GOLDBERG	02-088-94	8	22-35	1842	5/16
STANDARD DUPLICATION MACHINES CORP. V. DUPLO U.S.A. CORP.	02-097-94	11	22-38	1987	6/6
STEWART V. COALTER	02-107-94	22	22-39	2035	6/13
TAYLOR V. FEDERAL AVIATION ADMINISTRATION	02-055-94	3	22-31	1626	4/18
THERREIEN V. HAMILTON	02-072-94	15	22-33	1726	5/2
THOMAS V. RUFO	02-074-94	11	22-33	1728	5/2
UNITED STATES V. ANGIULO	02-080-94	21	22-34	1784	5/9
UNITED STATES V. BONAMO	02-012-94	6	22-22	1157	2/14
UNITED STATES V. BURKE	02-087-94	4	22-35	1844	5/16
UNITED STATES V. C.R. BARD,INC.	02-062-94	17	22-31	1632	4/18
UNITED STATES V. DECATO	02-040-94	4	22-28	1472	3/28
UNITED STATES V. KUSHNER	02-004-94	2	22-19	987	1/24
UNITED STATES V. MANNARINO	02-027-94	38	22-25	1314	3/7
UNITED STATES V. TURKANIS	02-190-93	6	22-21	1100	2/7
UNITED STEELWORKERS OF AMERICA V. BAY STATE GAS CO.	02-018-94	9	22-23	1213	2/21
VAN BUSKIRK V. SHALALA	02-022-94	5	22-25	1311	3/7
WANNINGER V. WANNINGER	02-070-94	12	22-33	1726	5/2
XEROX FINANCIAL SERVICES LIFE INSURANCE CO. V. STERMAN	02-031-94	3	22-27	1412	3/21

Case Name Index

CASE#	NO.	VOL.	CUM.	ISS.	CASE#	NO.	VOL.	CUM.	ISS.	CASE#	NO.	VOL.	CUM.	ISS.			
PGS.	PGS.	ISSUE	PG.	DATE	PGS.	PGS.	ISSUE	PG.	DATE	PGS.	PGS.	ISSUE	PG.	DATE			
		NO.	NO.				NO.	NO.				NO.	NO.				
03 U.S. BANKRUPTCY COURT continued																	
IN RE: KULLE, JAMES J.	03-063-93	4	22-16	839	1/3	RESIDENCE OF CHAPMAN				MASSACHUSETTS MEDICAL CENTER							
IN RE: LANDRY, DANIELLE	03-025-94	6	22-32	1677	4/25	JORSTAD V. CONNECTICUT GENERAL	05-005-94	31	22-25	1316	3/7	CHARLAND V. MUZI MOTORS INC.	10-082-94	8	22-33	1732	5/2
IN RE: LEGOWSKI, FRANCISCEK	03-037-94	14	22-38	1993	6/6	LIFE INSURANCE CO.				CITY OF SOMERVILLE V. SOMERVILLE	10-116-94	8	22-38	1998	6/6		
IN RE: LEROUX, EDWARD G., JR.	03-040-94	13	22-39	2040	6/13	KILEY V. TRAVELERS INDEMNITY	05-022-94	19	22-38	1995	6/6	MUNICIPAL EMPLOYEES ASSOCIATION					
IN RE: McDONOUGH, MARGUERITE C.	03-023-94	13	22-31	1633	4/18	CO. OF RHODE ISLAND				CITY OF WORCESTER V. GOVERNOR	10-005-94	15	22-17	947	1/17		
IN RE: MELON PRODUCE INC.	03-065-93	7	22-17	945	1/17	MASSACHUSETTS CANDY & TOBACCO	05-016-94	20	22-34	1789	5/9	COLELLA V. COMMONWEALTH	10-065-94	4	22-31	1636	4/18
IN RE: MELON PRODUCE INC.	03-027-94	6	22-32	1678	4/25	DISTRIBUTORS INC. V. GOLDEN				COLLINS V. GUGGENHEIM	10-086-94	5	22-34	1791	5/9		
IN RE: MILESTONE EDUCATIONAL	03-038-94	20	22-38	1992	6/6	DISTRIBUTORS, LTD				COMMISSIONER OF REVENUE V.	10-124-94	7	22-40	2089	6/20		
INSTITUTE INC.						MCGRATH V. MACDONALD	05-023-94	13	22-38	1995	6/6	AMIWOODBROKE INC.					
IN RE: MOISE, RENOLD	03-007-94	5	22-23	1216	2/21	NGUYEN V. COMMERCIAL UNION	05-003-94	26	22-25	1317	3/7	COMMISSIONER OF REVENUE V.	10-045-94	8	22-26	1358	3/14
IN RE: MONARCH CAPITAL CORP.	03-011-94	23	22-25	1316	3/7	INSURANCE CO.				CHINCHILLO							
IN RE: MORAN, JOHN M.	03-005-94	17	22-22	1158	2/14	ROCKLAND FEDERAL CREDIT UNION V.	05-021-94	16	22-38	1995	6/6	COMMONWEALTH V. ANTWINE	10-088-94	6	22-34	1793	5/9
IN RE: MURRAY, DAVID W.	03-066-93	7	22/17	945	1/17	WITT				COMMONWEALTH V. BABB	10-004-94	5	22-16	895	1/10		
IN RE: NELSON, MARK D.	03-031-94	10	22-34	1788	5/9	SANGER V. ENSR CORP.	05-001-94	11	22-23	1218	2/21	COMMONWEALTH V. BOSTON	10-117-94	10	22-38	1998	6/6
IN RE: NESTOR, JOHN J	03-012-94	4	22-23	1218	2/21	TRUPIANO V. CAPT. GUS &	05-014-94	26	22-32	1679	4/25	REDEVELOPMENT AUTHORITY					
IN RE: OLD WINTHROP FARM	03-067-93	5	22-17	946	1/17	BROTHERS INC.				COMMONWEALTH V. BURNETT	10-102-94	6	22-35	1851	5/16		
NURSERIES INC.						UNITED STATES V. BECERRIL	05-055-93	4	22-16	841	1/3	COMMONWEALTH V. CLAUDIO	10-128-94	21	22-40	2096	6/20
IN RE: RALAR DISTRIBUTORS	03-029-94	16	22-33	1729	5/2	UNITED STATES V. GIOIA	05-020-94	11	22-37	1941	5/30	COMMONWEALTH V. CONNELLY	10-118-94	5	22-39	2041	6/13
IN RE: RAUH, DAVID C.	03-018-94	14	22-27	1415	3/21	UNITED STATES V. MALONEY	05-015-94	23	22-33	1732	5/2	COMMONWEALTH V. CRAWFORD	10-027-94	9	22-23	1222	2/21
IN RE: SILVA, GEORGE J.	03-026-94	5	22-32	1678	4/25	UNITED STATES V. QUINTANA	05-009-94	21	22-27	1416	3/21	COMMONWEALTH V. CRAWFORD	10-060-94	13	22-28	1478	3/28
IN RE: SINEWITZ, GARY	03-032-94	10	22-35	1848	5/16	UNITED STATES V. RICHMOND	05-004-94	6	22-25	1316	3/7	COMMONWEALTH V. CURTIS	10-089-94	22	22-34	1794	5/9
IN RE: 604 COLUMBUS AVENUE	03-022-94	22	22-28	1477	3/28	UNITED STATES V. VENEZIA	05-056-93	3	22-16	842	1/3	COMMONWEALTH V. DAUGHTRY	10-035-94	16	22-24	1263	2/28
REALTY TRUST						WATKINSON V. BURKE	05-012-94	32	22-31	1633	4/18	COMMONWEALTH V. FERREIRA	10-084-94	11	22-33	1734	5/2
IN RE: SOARES, DULCE	03-071-93	7	22-21	1104	2/7	WECHSLER V. COMFED BANCORP INC.	05-008-94	46	22-32	1679	4/25	COMMONWEALTH V. FLEBOTTE	10-059-94	12	22-28	1478	3/28
IN RE: SPM MANUFACTURING CORP.	03-017-94	23	22-25	1315	3/7	WESTVACO CORP. V. CAMPBELL	05-006-94	12	22-25	1318	3/7	COMMONWEALTH V. FLEURY	10-110-94	10	22-36	1891	5/23
IN RE: TRI-PAR CORP.	03-058-93	21	22-16	840	1/3					COMMONWEALTH V. FORDHAM	10-021-94	19	22-22	1160	2/14		
IN RE: VIDEOCART INC.	03-028-94	12	22-32	1678	4/25					COMMONWEALTH V. FRUCHTMAN	10-115-94	15	22-38	1997	6/6		
IN RE: WANG LABORATORIES INC.	03-015-94	12	22-25	1316	3/7					COMMONWEALTH V. GELPI	10-002-94	4	22-16	894	1/10		
IN RE: WANG LABORATORIES INC.	03-014-94	8	22-25	1315	3/7					COMMONWEALTH V. GRANT	10-125-94	12	22-40	2090	6/20		
IN RE: WURSTHAUS INC.	03-021-94	15	22-28	1472	3/28					COMMONWEALTH V. GUABA	10-103-94	13	22-35	1857	5/16		
IN RE: YOCUM, JAMES M. JR.	03-009-94	13	22-23	1217	2/21					COMMONWEALTH V. HRYCENKO	10-054-94	14	22-27	1424	3/21		
05 U.S. MAGISTRATE JUDGES					10 SUPREME JUDICIAL COURT												
ADDAMAX CORP. V. OPEN SOFTWARE	05-002-94	15	22-23	1219	2/21	ADOPTION OF DEBRA	10-011-94	6	22-20	1033	1/31	COMMONWEALTH V. HUDSON	10-078-94	16	22-32	1684	4/25
FOUNDATION INC.						AFFILIATED FM INSURANCE CO. V.	10-017-94	13	22-21	1105	2/7	COMMONWEALTH V. HUNTER	10-013-94	9	22-20	1034	1/31
ALGONQUIN GAS TRANSMISSION CO.	05-017-94	12	22-35	1850	5/16	CONSTITUTION REINSURANCE CORP.					COMMONWEALTH V. JACKSON	10-113-94	20	22-36	1893	5/23	
V. 60 ACRES OF LAND, MORE OR						AGIN V. FEDERAL WHITE CEMENT,	10-095-94	5	22-35	1854	5/16	COMMONWEALTH V. JENKINS	10-006-94	20	22-17	947	1/17
LESS, IN BROCKTON PLYMOUTH						INC.					COMMONWEALTH V. JOHNSON	10-076-94	15	22-31	1635	4/18	
COUNTY, MA						ARMSTRONG'S CASE	10-010-94	10	22-20	1033	1/31	COMMONWEALTH V. JONES	10-092-94	5	22-34	1795	5/9
BOSTON CHILDREN'S HEART	05-013-94	14	22-31	1633	4/18	AUGAT, V. AEGIS, INC.	10-074-94	19	22-31	1634	4/18	COMMONWEALTH V. KELLY	10-050-94	8	22-27	1422	3/21
FOUNDATION INC. V. NADAL-GINARD						BERGER V. HP HOOD, INC	10-261-93	8	22-16	842	1/3	COMMONWEALTH V. MARTIN	10-043-94	15	22-25	1322	3/7
BURSTEIN V. APPLIED EXTRUSION	05-010-94	10	22-29	1529	4/4	BONGIORNO V. LIBERTY MUTUAL	10-063-94	12	22-30	1575	4/11	COMMONWEALTH V. MARVIN	10-055-94	10	22-27	1423	3/21
TECHNOLOGIES INC.						INSURANCE CO.					COMMONWEALTH V. MURCHISON	10-121-94	10	22-39	2042	6/13	
DEN NORSKE BANK AS V. FIRST	05-053-93	28	22-16	841	1/3	BOSLEY V. DEPARTMENT OF PUBLIC	10-075-94	7	22-31	1640	4/18	COMMONWEALTH V. NAPIER	10-024-94	4	22-22	1162	2/14
NATIONAL BANK OF BOSTON						UTILITIES					COMMONWEALTH V. NOBLE	10-056-94	8	22-27	1424	3/21	
ELIAS BROTHERS RESTAURANTS INC.	05-043-93	21	22-16	841	1/3	BOSTON EDISON CO. V. DEPARTMENT	10-067-94	11	22-31	1637	4/18	COMMONWEALTH V. OLSZEWSKI	10-267-93	28	22-16	894	1/10
V. ACORN ENTERPRISES, INC						OF PUBLIC UTILITIES					COMMONWEALTH V. ONE 1986	10-058-94	8	22-28	1478	3/28	
FORCUCCI V. UNITED STATES	05-007-94	10	22-25	1318	3/7	BRATCHER, COADMINISTRATOR V.	10-022-94	5	22-22	1161	2/14	VOLKSWAGEN GTI AUTOMOBILE					
FIDELITY AND GUARANTY CO.						GALUSHA					COMMONWEALTH V. PERITO	10-097-94	16	22-35	1854	5/16	
IN RE: SCOTT, LEON	05-018-94	7	22-36	1889	5/23	BROSSARD V. WEST ROXBURY	10-041-94	4	22-25	1320	3/7	COMMONWEALTH V. PLANT	10-099-94	14	22-35	1856	5/16
IN THE MATTER OF : SEARCH OF	05-011-94	11	22-29	1530	4/4	DIVISION OF THE DISTRICT COURT					COMMONWEALTH V. REED	10-080-94	7	22-32	1684	4/25	
						DEPARTMENT					COMMONWEALTH V. RODRIGUEZ	10-114-94	8	22-38	1997	6/6	
						BUDISH V. DANIEL	10-081-94	6	22-32	1680	4/25						
						CALLAHAN V. BOARD OF BAR	10-073-94	7	22-31	1640	4/18						
						OVERSEERS											
						CALLAHAN V. COMMONWEALTH	10-001-94	2	22-16	894	1/10						
						CAPITI V. COMMONWEALTH	10-069-94	5	22-31	1637	4/18						
						CHAPMAN V. UNIVERSITY OF	10-034-94	15	22-24	1261	2/28						

CONTINUED ON PAGE 38

■ CONTINUED ON PAGE 36

LEGAL SUPPORT SERVICES

Productivity, Competitiveness, Client Service

This is the operative environment for the '90's. Whether you are a sole practitioner or a 300 attorney firm, to compete you must innovate, and one of the key components of innovation is technology.

Our range of services is broad, our response to your needs is precise, our commitment is exceptional.

Information Services

- Systems Integration and Connectivity
- Ongoing Support and Training
- Application Software
- Work Product Retrieval
- Document Management
- Systems Design

Litigation Services

- Imaging and Scanning
- Case Management
- Document Review and Analysis
- Data Capture and Entry
- Document Retrieval and Reporting
- Trial Support

Legal Support Services

200 High Street
Boston, MA 02110
617/737-0234
800/544-5173



Our Philosophy Continues
to be

Automation Without Complication

FOR MASSACHUSETTS LAW ON CD-ROM,
GO TO THE SOURCE—

THE MASSACHUSETTS SOURCE.

SOCIAL LAW LIBRARY

MASSACHUSETTS ADMINISTRATIVE LAW
ON CD-ROM

Our CD-ROM software is the *easiest to use* and the *most powerful search engine* available today! Since 1989 the Social Law Library has been offering the entire **Code of Massachusetts Regulations and Administrative Agency decisions** on CD-ROM.

This unique package is not available from any other source!

MASSACHUSETTS SUBSTANTIVE LAW
ON CD-ROM

Decisions of the Supreme Judicial Court and the Appeals Court —
priced significantly lower than any product on the market!

SOCIAL LAW LIBRARY

Yesterday, Today and Tomorrow —
Your Legal Research Partner Since 1803

1200 Court House • Boston, MA 02108
(617) 523-0018, ext. 326
Anne Victoria Quinn, Esq.,
Director of Publishing Services

**CALL NOW
TO ORDER!**

Case Name Index

Case Name Index

This index lists all court and agency decisions which were digested in Lawyers Weekly during the first six months of 1994.

The cases are indexed alphabetically under the court or agency which issued the ruling.

• To locate a digest in Lawyers Weekly using this index:

1. Find the issue date in the fifth column.
2. Go to that issue.
3. Find the cumulative page in the fourth column.
4. Go to that page.

• To order the full text of a case from this index:

1. Find the Lawyers Weekly No. in the first column.
2. Dial our automated opinion service (1-800-933-5594).
3. Punch in the Lawyers Weekly No. when it is requested.

CASE#	NO.	VOL.	CUM.	ISS.
	PGS.	ISSUE	PG.	DATE
		NO.	NO.	

■ CONTINUED FROM PAGE 35

10 SUPREME JUDICIAL COURT continued

COMMONWEALTH V. SIMMONS	10-029-94	18	22-23	1223	2/21
COMMONWEALTH V. SMITH	10-129-94	13	22-40	2096	6/20
COMMONWEALTH V. TANNER	10-019-94	6	22-22	1160	2/14
COMMONWEALTH V. THAYER	10-130-94	7	22-40	2096	6/20
COMMONWEALTH V. TYLER	10-132-94	5	22-41	2148	6/27
COMMONWEALTH V. URENA	10-098-94	15	22-35	1854	5/16
COMMONWEALTH V. VARGAS	10-109-94	9	22-36	1891	5/23
COMMONWEALTH V. WALLACE	10-036-94	11	22-24	1264	2/28
COMMONWEALTH V. WARREN	10-126-94	6	22-40	2091	6/20
COSME V. WHITIN MACHINE WORKS INC.	10-090-94	11	22-34	1794	5/9
CRUZ MANAGEMENT CO. INC. V. THOMAS	10-107-94	12	22-36	1890	5/23
CRUZ MANAGEMENT CO. INC. V. WIDEMAN	10-108-94	12	22-36	1889	5/23
DEMICHELE V. WALTHAM DIVISION OF THE DISTRICT COURT DEPARTMENT	10-049-94	8	22-27	1421	3/21
DEPARTMENT OF MENTAL RETARDATION V. KENDREW	10-120-94	10	22-39	2041	6/13
DISTRICT ATTORNEY FOR THE NORFOLK DISTRICT V. MAGRAW	10-039-94	8	22-25	1319	3/7
DOE V. NEW BEDFORD HOUSING AUTHORITY	10-053-94	21	22-27	1420	3/21
DRAGHETTI V. CHMIELEWSKI	10-016-94	13	22-20	1040	1/31
EAST COAST STEEL ERECTORS INC. V. CIOLFI	10-085-94	10	22-33	1734	5/2
FALMOUTH OB-GYN ASSOCIATES INC. V. ABISLA	10-040-94	9	22-25	1320	3/7
FOLMSBEE V. TECH TOOL GRINDING & SUPPLY	10-062-94	8	22-30	1575	4/11
FORTE V. COMMONWEALTH	10-127-94	5	22-40	2092	6/20
FORTIN V. ROMAN CATHOLIC BISHOP OF WORCESTER	10-009-94	13	22-19	993	1/24
GAGNON, PETITIONER	10-008-94	7	22-19	992	1/24
GILMORE, ADMINISTRATOR V. COMMONWEALTH	10-100-94	8	22-35	1856	5/16
GLASER V. CHIEF JUSTICE FOR ADMINISTRATION AND MANAGEMENT OF THE TRIAL COURT	10-262-93	10	22-16	843	1/3
GOOD V. COMMISSIONER OF CORRECTION	10-057-94	14	22-27	1425	3/21
GORDON V. SAFETY INSURANCE CO.	10-096-94	7	22-35	1854	5/16
HAMILTON V. GANIAS	10-093-94	4	22-34	1793	5/9
HANOVER INSURANCE V. MOTA	10-003-94	2	22-16	895	1/10
HARTFORD CASUALTY INSURANCE CO. V. NEW HAMPSHIRE INSURANCE CO.	10-032-94	13	22-24	1261	2/28
IN THE MATTER OF GAIL	10-052-94	11	22-27	1416	3/21
IN THE MATTER OF: LIQUIDATION OF AMERICAN MUTUAL LIABILITY INSURANCE CO.	10-101-94	19	22-35	1856	5/16
IN THE MATTER OF: TOBIN, ALBERT G.	10-030-94	14	22-23	1223	2/21
IN THE MATTER OF: TOBIN, ROBERT H. SR.	10-031-94	14	22-23	1224	2/21
JACOBS V. UNITED STATES FIDELITY & GUARANTY CO.	10-028-94	7	22-23	1221	2/21
KELLY V. AVON TAPE INC.	10-083-94	6	22-33	1732	5/2
KRAFT V. POLICE COMMISSIONER OF BOSTON	10-048-94	10	22-27	1421	3/21
KUSY V. TOWN OF MILLBURY	10-106-94	8	22-36	1890	5/23
LATIMORE V. COMMONWEALTH	10-111-94	6	22-36	1892	5/23
LATINO V. CRANE RENTAL CO. INC.	10-066-94	9	22-31	1636	4/18
GENERAL STEEL FABRICATORS INC.					
LOPES, TRUSTEE V. CITY OF PEABODY	10-051-94	12	22-27	1423	3/21
MANOR V. SUPERINTENDENT, MASSACHUSETTS CORRECTIONAL INSTITUTION	10-015-94	6	22-20	1036	1/31
MASSACHUSETTS CORRECTION OFFICERS FEDERATED UNION V. LABOR RELATIONS COMMISSION	10-018-94	4	22-22	1160	2/14
MCINTIRE V. CONTRIBUTORY RETIREMENT APPEAL BOARD	10-023-94	6	22-22	1162	2/14
MCNEIL V. COMMISSIONER OF CORRECTION	10-112-94	15	22-36	1892	5/23
MCSWEENEY V. BUILD SAFE CORP.	10-087-94	5	22-34	1791	5/9
MOST V. FITZGERALD	10-094-94	1	22-35	1851	5/16
NORFOLK ELECTRIC INC. V. FALL RIVER HOUSING AUTHORITY	10-044-94	15	22-26	1358	3/14
NORWOOD HOSPITAL V. COMMISSIONER OF PUBLIC WELFARE	10-026-94	7	22-23	1222	2/21
PACE V. SIGNAL TECHNOLOGY CORP.	10-037-94	9	22-24	1262	2/24
PAZOLT, TRUSTEE V. DIRECTOR OF THE DIVISION OF MARINE FISHERIES	10-079-94	10	22-32	1680	4/25
PERCOCO'S CASE	10-131-94	9	22-41	2144	6/27
PLANNED PARENTHOOD LEAGUE OF MASS. INC. V. BLAKE	10-071-94	22	22-31	1638	4/18
PLYMOUTH POLICE BROTHERHOOD V. LABOR RELATIONS COMMISSION	10-070-94	7	22-31	1637	4/18
POLAROID CORP. V. ROLLINS ENVIRONMENTAL SERVICES	10-264-93	16	22-16	892	1/10

POZNIK V. MASSACHUSETTS MEDICAL PROFESSIONAL INSURANCE ASSOCIATION	10-025-94	7	22-23	1220	2/21
REDGATE, PETITIONER	10-105-94	8	22-36	1890	5/23
RETIREMENT BOARD OF ATTLEBORO V. SCHOOL COMMITTEE OF ATTLEBORO	10-020-94	5	22-22	1160	2/14
RIDEOUT V. CRUM & FORSTER COMMERCIAL INSURANCE	10-104-94	10	22-35	1852	5/16
ROBERTS V. CITY OF WORCESTER	10-012-94	4	22-20	1034	1/31
ROBINSON V. DEPARTMENT OF PUBLIC UTILITIES	10-263-93	7	22-16	844	1/3
ROE V. LAWN	10-122-94	5	22-40	2089	6/20
SCHWARTZ V. ROSE	10-119-94	10	22-39	2040	6/13
SENA V. COMMONWEALTH	10-047-94	19	22-27	1420	3/21
SPINNER V. NUTT	10-077-94	10	22-32	1679	4/25
ST. GERMAINE V. PENDERGAST	10-266-93	12	22-16	893	1/10
STATE ETHICS COMMISSION V. DOE	10-072-94	17	22-31	1639	4/18
STOWE V. BOLOGNA	10-042-94	10	22-25	1321	3/7
STRAUSS V. OYSTER RIVER CONDOMINIUM	10-068-94	15	22-31	1633	4/18
SULLIVAN V. TOWN OF BROOKLINE	10-014-94	7	22-20	1035	1/31
TATE, PETITIONER	10-046-94	10	22-26	1359	3/14
TATRO V. MANOR CARE INC.	10-007-94	14	22-19	988	1/24
TOWN OF AYER V. IMPERIAL CASUALTY & INDEMNITY CO.	10-123-94	5	22-40	2091	6/20
TOWN OF BROOKLINE V. SECRETARY OF THE COMMONWEALTH	10-064-94	24	22-30	1580	4/11
TOWN OF BURLINGTON V. TOWN OF BEDFORD	10-038-94	9	22-25	1318	3/7
UNITED STATES FIDELITY AND GUARANTY CO. V. HANOVER INSURANCE CO.	10-091-94	13	22-34	1792	5/9
WEINER V. BOARD OF REGISTRATION OF PSYCHOLOGISTS	10-265-93	4	22-16	893	1/10
WEITZEL V. TRAVELERS INSURANCE COMPANIES	10-033-94	5	22-24	1262	2/28
WILLIAMS V. RESOLUTION	10-061-94	14	22-29	1530	4/4

11 APPEALS COURT

ADAMS V. PETERSON	11-013-94	7	22-19	1002	1/24
ADOPTION OF SEAN	11-074-94	8	22-28	1481	3/28
ADOPTION OF THEODORE	11-096-94	6	22-33	1736	5/2
ANDERSON V. HEALY	11-052-94	6	22-25	1325	3/7
ARBELLA MUTUAL INSURANCE CO. V. HUGHES	11-058-94	3	22-26	1360	3/14
ARTHUR D. LITTLE INC. V. EAST CAMBRIDGE SAVINGS BANK	11-009-94	13	22-19	996	1/24
BARBER V. FOX	11-118-94	8	22-37	1943	5/30
BASTIANELLI V. NATIONAL UNION FIRE INSURANCE CO.	11-094-94	5	22-33	1735	5/2
BAYSTATE MEDICAL CENTER INC. V. RATE SETTING COMMISSION	11-090-94	5	22-32	1686	4/25
BENDETSON, TRUSTEE, V. BUILDING INSPECTOR OF REVERE	11-131-94	8	22-39	2046	6/13
BLANK V. HUBBACH	11-124-94	4	22-38	2000	6/6
BLOOD V. EDGAR'S INC.	11-102-94	11	22-34	1796	5/9
BOOTH V. SILVA	11-029-94	11	22-22	1163	2/14
BOSTON POLICE SUPERIOR OFFICERS FEDERATION V. CIVIL SERVICE COMMISSION	11-257-93	10	22-16	898	1/10
BOWEN V. BOARD OF APPEALS OF FRANKLIN	11-108-94	3	22-35	1858	5/16
BUFFUM V. TOWN OF ROCKPORT	11-099-94	11	22-33	1740	5/2
CALLAHAN V. A.J. WELCH EQUIPMENT CORP.	11-127-94	8	22-39	2043	6/13
CARE AND PROTECTION OF INGA CARPENTER V. POMERANTZ	11-137-94	12	22-40	2097	6/20
CHARLES RIVER MORTGAGE CO. V. BAPTIST HOME OF MASS.	11-133-94	9	22-40	2098	6/20
CITY OF SOMERVILLE V. SOMERVILLE MUNICIPAL EMPLOYEES ASSOCIATION	11-078-94	7	22-29	1533	4/4
CODMAN & SHURTLEFF INC. V. COMMISSIONER OF THE DEPARTMENT OF EMPLOYMENT AND TRAINING	11-120-94	10	22-38	1999	6/6
COMMONWEALTH V. ADDERLEY	11-087-94	8	22-31	1641	4/18
COMMONWEALTH V. ALLAIN	11-047-94	4	22-24	1272	2/28
COMMONWEALTH V. ALVARADO	11-128-94	10	22-39	2044	6/13
COMMONWEALTH V. ALVES	11-129-94	5	22-39	2045	6/13
COMMONWEALTH V. BAKER	11-250-93	4	22-16	845	1/3
COMMONWEALTH V. BAXTER	11-025-94	3	22-21	1108	2/7
COMMONWEALTH V. BURGOS	11-033-94	12	22-22	1166	2/14
COMMONWEALTH V. BURNETT	11-028-94	3	22-21	1109	2/7
COMMONWEALTH V. CALDWELL	11-027-94	6	22-21	108	2/7
COMMONWEALTH V. CARLETON	11-125-94	16	22-38	2001	6/6
COMMONWEALTH V. CHERY	11-050-94	13	22-25	1324	3/7
COMMONWEALTH V. CLEMENTS	11-040-94	2	22-24	1269	2/28
COMMONWEALTH V. COLLINS	11-063-94	12	22-26	1364	3/14
COMMONWEALTH V. COSTELLO	11-031-94	12	22-22	1165	2/14
COMMONWEALTH V. D'ENTREMONT	11-145-94	16	22-41	2151	6/27
COMMONWEALTH V. DELANEY	11-112-94	11	22-36	1897	5/23
COMMONWEALTH V. DOWDY	11-064-94	4	22-26	1364	3/14
COMMONWEALTH V. DUFFY	11-114-94	12	22-37	1945	5/30
COMMONWEALTH V. FORD	11-076-94	3	22-28	1483	3/28
COMMONWEALTH V. GAMACHE	11-011-94	11	22-19	1000	1/24
COMMONWEALTH V. GEE	11-018-94	11	22-20	1044	1/31
COMMONWEALTH V. GILLIARD	11-056-94	10	22-25	1327	3/7
COMMONWEALTH V. GILBERT	11-060-94	12	22-26	1360	3/14
COMMONWEALTH V. JEFFERSON	11-144-94	6	22-41	2150	6/27
COMMONWEALTH V. JEROME	11-037-94	7	22-23	1224	2/21
COMMONWEALTH V. JOHNSON	11-088-94	4	22-31	1642	4/18
COMMONWEALTH V. KELLEY	11-012-94	9	22-19	1000	1/24
COMMONWEALTH V. KERR	11-115-94	5	22-37	1948	5/30
COMMONWEALTH V. KROHN	11-036-94	92	22-22	1167	2/14
COMMONWEALTH V. LAGUER	11-083-94	8	22-30	1582	4/11
COMMONWEALTH V. LAPORTE	11-035-94	3	22-22	1167	2/14
COMMONWEALTH V. LASHWAY	11-142-94	9	22-41	2150	6/27
COMMONWEALTH V. LITTLE	11-019-94	2	22-20	1044	1/31
COMMONWEALTH V. LOGUIDICE	11-077-94	4	22-29	1532	4/4
COMMONWEALTH V. MALCOLM	11-258-93	1	22-16	899	1/10
COMMONWEALTH V. MATOS	11-130-94	6	22-39	2045	6/13
COMMONWEALTH V. MCCAFFREY	11-126-94	14	22-38	2001	6/6
COMMONWEALTH V. MCINTYRE	11-062-94	15	22-26	1364	3/14
COMMONWEALTH V. MOORE	11-109-94	9	22-35	1858	5/16
COMMONWEALTH V. O'BRIEN	11-024-94	11	22-20	1047	1/31
COMMONWEALTH V. OLIVEIRA	11-251-93	14	22-16	846	1/3
COMMONWEALTH V. PAGAN	11-014-94	8	22-19	1003	1/24
COMMONWEALTH V. PALLOTTA	11-138-94	10	22-40	2105	6/20
COMMONWEALTH V. PAREDES	11-252-93	7	22-16	847	1/3
COMMONWEALTH V. PERRY	11-046-94	3	22-24	1271	2/28

COMMONWEALTH V. POWERS	11-039-94	9	22-24	1269	2/28
COMMONWEALTH V. REYNOLDS	11-139-94	2	22-40	2105	6/20
COMMONWEALTH V. SHEA	11-003-94	8	22-16	901	1/10
COMMONWEALTH V. SMITH	11-254-93	13	22-16	848	1/3
COMMONWEALTH V. SNOW	11-023-94	8	22-20	1046	1/31
COMMONWEALTH V. SWAIN	11-105-94	16	22-34	1799	5/9
COMMONWEALTH V. TALBOT	11-010-94	20	22-19	1000	1/24
COMMONWEALTH V. UNDERWOOD	11-034-94	3	22-22	1166	2/14
COMMONWEALTH V. VEGA	11-135-94	9	22-40	2104	6/20
COMMONWEALTH V. WATSON	11-075-94	11	22-28	1482	3/28
COMMONWEALTH V. WEDDERBURN	11-122-94	8	22-38	2000	6/6
COMMONWEALTH V. WOODS	11-100-94	4	22-33	1740	5/2
COSTA V. CAPE TIP INVESTMENTS, INC.	11-005-94	2	22-17	948	1/17
CURTIN V. WIGGINS	11-067-94	3	22-27	1428	3/21
DOUCETTE V. HARMON	11-004-94	4	22-17	948	1/17
FEDERAL DEPOSIT INSURANCE CORP. V. HOLBROOK & JOHNSTON	11-103-94	11	22-34	1797	5/9
FEDERMAN V. BOARD OF APPEALS OF MARBLEHEAD	11-006-94	8	22-17	948	1/17
FEIN, ADMINISTRATOR V. KAHAN	11-143-94	3	22-41	2150	6/27
FORBUSH V. CITY OF LYNN	11-001-94	11	22-16	896	1/10
GAGNON V. FONTAINE	11-101-94	10	22-34	1796	5/9
GILBERT V. THE HANOVER INSURANCE CO.	11-259-93	6	22-16	896	1/10
GLOUCESTER MARINE RAILWAYS CORP. V. CHARLES PARISI INC.	11-098-94	9	22-33	1738	5/2
GRAZZARO V. GRAZZARO	11-038-94	3	22-23	1225	2/21
GREENERY REHABILITATION GROUP INC. V. ANTARAMIAN	11-041-94	11	22-24	1265	2/28
GUILTY V. COMMERCE INSURANCE CO.	11-089-94	7	22-32	1685	4/25
HADDAD V. PULASKI	11-140-94	2	22-40	2106	6/20
HANOVER INSURANCE CO. V. LOCKE	11-255-93	5	22-16	844	1/3
HENRY V. BOARD OF APPEALS OF DUNSTABLE	11-032-94	7	22-22	1165	2/14
HEYMAN V. KNIRK	11-016-94	3	22-20	1043	1/31
IN THE MATTER OF: JANE A.	11-070-94	8	22-27	1429	3/21
INDUSTRIA DE CALCADOS MARTINI LTDA. V. MAXWELL SHOE CO. INC.	11-073-94	10	22-28	1482	3/28
J.C. V. E.M.	11-106-94	6	22-34	1800	5/9
JAWORSKI V. EARTH REMOVAL BOARD OF MILVILLE	11-015-94	6	22-20	1042	1/31
KELLY K. V. TOWN OF FRAMINGHAM	11-111-94	9	22-36	1896	5/23
LACHANCE V. PEERLESS INSURANCE CO.	11-107-94	5	22-34	1799	5/9
LANDAUER INC. V. LIBERTY MUTUAL INSURANCE CO.	11-054-94	7	22-25	1326	3/7
LOCAL 950, INTERNATIONAL ASSOCIATION OF FIREFIGHTERS V. TOWN OF BROOKLINE	11-260-93	3	22-16	899	1/10
MACKSEY V. EGAN	11-110-94	13	22-36	1896	5/23
MASSACHUSETTS-AMERICAN WATER CO. V. GRAFTON WATER DISTRICT	11-084-94	4	22-30	1583	4/11
MASSACHUSETTS-AMERICAN WATER CO. V. GRAFTON WATER DISTRICT	11-085-94	2	22-30	1585	4/11
MCCARTHY V. MCCARTHY	11-113-94	6	22-36	1896	5/23
MCCARTIN V. WESTLAKE	11-068-94	17	22-27	1429	3/21
MCMAHON V. FINLAYSON	11-097-94	7	22-33	1737	5/2
METROPOLITAN LEASING INC. V. PACIFIC EMPLOYERS INSURANCE CO.	11-119-94	10	22-37	1944	5/30
MILLER V. COMMISSIONER OF CORRECTION	11-051-94	13	22-25	1322	3/7
MILLER, ADMINISTRATRIX V. RISK MANAGEMENT FOUNDATION OF THE HARVARD MEDICAL INSTITUTIONS INC.	11-104-94	16	22-34	1798	5/9
MISTISHEN V. FALCONE PIANO CO.	11-072-94	5	22-28	1480	3/28
MORRELL V. PRECISE ENGINEERING, INC.	11-069-94	3	22-27	1429	3/21
MULFORD V. MANGANO	11-017-94	6	22-20	1041	1/31
NEW BEDFORD INSTITUTION FOR SAVINGS V. GILDROY	11-136-94	16	22-40	2104	6/20
NORTHEAST METROPOLITAN REGIONAL VOCATIONAL SCHOOL DISTRICT SCHOOL COMMITTEE V. MASSACHUSETTS COMMISSION AGAINST DISCRIMINATION	11-021-94	8	22-20	1042	1/31
O'CONNOR V. SMITHKLINE BIO-SCIENCE LABORATORIES INC.	11-093-94	9	22-33	1736	5/2
ONELLO, ADMINISTRATRIX V. TWOMEY PAGLIUCA V. CITY OF BOSTON	11-253-93	11	22-16	844	1/3
PENSTEIN, TRUSTEE V. STIMPSON	11-020-94	8	22-20	1044	1/31
REEVE V. FOLLY HILL LIMITED PARTNERSHIP	11-079-94	14	22-29	1531	4/4
REIDA V. CAPE COD HOSPITAL	11-042-94	10	22-24	1270	2/28
RETIREMENT BOARD OF REVERE V. CONTRIBUTORY RETIREMENT APPEAL BOARD	11-121-94	5	22-38	2000	6/6
RODERICK V. BRANDY HILL CO.	11-048-94	19	22-25	1323	3/7
ROSE V. BOARD OF SELECTMEN OF FALMOUTH	11-091-94	3	22-32	1686	4/25
ROSENTHAL V. CAMPBELL	11-030-94	15	22-22	1164	2/14
RUZICKA V. COMMISSIONER OF THE DEPARTMENT OF EMPLOYMENT AND TRAINING	11-141-94	2	22-41	2149	6/27
SAVEALL V. ADAMS	11-066-94	7	22-27	1427	3/21
SCANIO V. REGISTRAR OF MOTOR VEHICLES	11-095-94	6	22-33	1736	5/2
SCHOOL COMMITTEE OF BROCKTON V. BROCKTON EDUCATION ASSOCIATION	11-061-94	2	22-26	1364	3/14
SCHOOL COMMITTEE OF SPRINGFIELD V. SPRINGFIELD ADMINISTRATOR'S ASSOCIATION	11-055-94	7	22-25	1327	3/7
SHAMROCK INC. V. FEDERAL DEPOSIT INSURANCE CORP.	11-045-94	3	22-24	1271	2/28
SHAW V. BOARD OF SELECTMEN OF MARSHFIELD	11-053-94	11	22-25	1325	3/7
SHELBY MUTUAL INSURANCE CO. V. COMMONWEALTH	11-057-94	3	22-25	1327	3/7
SIMON V. SIMON	11-086-94	15	22-31	1641	4/18
SKINNER V. ROYAL INSURANCE CO.	11-002-94	15	22-16	900	1/10
SOMMER V. MONGO	11-116-94	5	22-37	1942	5/30
STEWART V. CHAIRMAN OF THE MASSACHUSETTS PAROLE BOARD	11-008-94	6	22-19	994	1/24
SWITZER V. LABOR RELATIONS COMMISSION	11-022-94	7	22-20	1045	1/31
T.D.J. DEVELOPMENT CORP. V. CONSERVATION COMMISSION OF	11-123-94	5	22-38	2000	6/6
	11-049-94	8	22-25	1323	3/7

Case Name Index

11 APPEALS COURT continued

CASE#	NO. PGS.	VOL. NO.	CUM. PG. NO.	ISS. DATE
NORTH ANDOVER				
TARARA V. DAYTON HUDSON CORP.	11-080-94 3	22-29	1534	4/4
TUNNICLIFF V. DEPARTMENT OF EMPLOYMENT AND TRAINING	11-007-94 2	22-17	949	1/17
TURNER V. AETNA CASUALTY AND SURETY CO.	11-044-94 4	22-24	1268	2/28
UPHAM V. UPHAM	11-081-94 10	22-29	1532	4/4
VAN BRODE GROUP INC. V. BOWDITCH & DEWEY	11-117-94 19	22-37	1949	5/30
VELLECA V. UNIROYAL TIRE CO. INC.	11-071-94 7	22-28	1480	3/28
WESTON ASSOCIATES MANAGEMENT CO. INC. V. MCWILLIAM	11-249-93 2	22-16	845	1/3
WHALEN V. NYNEX INFORMATION SERVICES INC.	11-059-94 8	22-26	1359	3/14
WORLDWIDE COMMODITIES INC. V. J. AMICONE CO.	11-082-94 7	22-30	1581	4/11
ZATSKY V. ZATSKY	11-026-94 12	22-21	1107	2/7

12 SUPERIOR COURT

ABB-ES ENVIRONMENTAL SERVICES, INC. V. NATIONAL PROPERTY ANALYSTS INC.	12-060-94 5	22-28	1490	3/28
ALAKE V. CITY OF BOSTON	12-254-93 6	22-16	851	1/3
ALUNKAL V. CODEX CORP.	12-062-94 13	22-28	1492	3/28
AMERICAN MOTORISTS INSURANCE CO. V. O'NEIL	12-030-94 4	22-25	1330	3/7
ASHBURNHAM-WESTMINSTER REGIONAL SCHOOL DISTRICT COMMITTEE V. KATTER	12-131-94 9	22-37	1951	5/30
ATLAS TACK CORP. V. GOLDBERG-ZOINO & ASSOCIATES INC.	12-034-94 6	22-26	1365	3/14
AVNET INC. V. GZA	12-093-94 8	22-33	1741	5/2
GEOENVIRONMENTAL INC.				
AZAR V. QUINN	12-004-94 25	22-19	1004	1/24
BAGLEY V. CIVIL SERVICE COMMISSION	12-090-94 3	22-32	1690	4/25
BALCOR CO. V. DAEJEN	12-081-94 18	22-31	1647	4/18
BALSAVICH V. DUBOIS	12-268-93 3	22-16	860	1/3
BARNSTEAD V. RIDDER	12-055-94 8	22-28	1488	3/28
BDO SEIDMAN FINANCIAL SERVICES V. GORMAN	12-097-94 11	22-33	1743	5/2
BEAN V. CY REALTY CORP.	12-128-94 5	22-36	1897	5/23
BELONNI V. RESERVOIR NURSING CENTER	12-037-94 11	22-26	1368	3/14
BERMAN V. CARROLL	12-016-94 9	22-23	1225	2/21
BERMAN V. CARROLL	12-021-94 18	22-23	1226	2/21
BOSTON GAS CO. V. CITY OF SOMERVILLE	12-149-94 5	22-39	2048	6/13
BOSTON RETIREMENT BOARD V. CONTRIBUTORY RETIREMENT APPEAL BOARD	12-113-94 5	22-36	1897	5/23

BRATTMAN V. CONNOLLY	12-017-94 5	22-22	1175	2/14
BROWN UNIVERSITY V. KAMINSKI	12-279-93 18	22-16	904	1/10
BRUNET V. OUR LADY OF NAZARETH ACADEMY	12-076-94 6	22-31	1646	4/18
BUCKLEY V. DEPARTMENT OF MENTAL HEALTH	12-063-94 7	22-28	1492	3/28
BUILDING INSPECTOR OF QUINCY V. JUSTICES OF THE BOSTON MUNICIPAL COURT	12-042-94 8	22-26	1370	3/14
BULBROOK V. FAMILY FUNDING INC.	12-072-94 8	22-31	1645	4/18
BULLOCK V. IG LABORATORIES INC.	12-071-94 6	22-30	1585	4/11
BURKE V. BOARD OF APPEALS OF THE TOWN OF HARWICH	12-292-93 5	22-17	954	1/17
BURKE V. DOLAN	12-291-93 11	22-17	953	1/17
BURNS, EXECUTRIX V. MURPHY	12-096-94 7	22-33	1742	5/2
BUSI V. MALDEN RETIREMENT BOARD	12-136-94 6	22-38	2001	6/6
BYNES V. MASS. PORT AUTHORITY	12-138-94 26	22-38	2002	6/6
CALDBECK V. EVERS	12-288-93 3	22-17	951	1/17
CAMPANA V. PILAVIS	12-159-94 4	22-41	2154	6/27
CAVALLO V. WARNER & STACKPOLE	12-120-94 6	22-36	1900	5/23
CHARLES A. HUBBARD INC. V. UNITED STATES TRUST CO.	12-092-94 12	22-33	1741	5/2
CHATTERJEE V. GLYNN	12-045-94 11	22-27	1430	3/21
CHICK V. FRANCISCAN CHILDREN'S HOSPITAL AND REHABILITATION CENTER	12-168-94 5	22-41	2153	6/27
CITICORP MORTGAGE INC. V. PUBLICOVER, EXECUTRIX	12-314-93 6	22-24	1272	2/28
CLARK V. DUBOIS	12-271-93 6	22-16	860	1/3
CLEMENT V. SHERATON BOSTON CORP.	12-300-93 7	22-17	949	1/17
COHEN V. PLANNING BOARD OF AMHERST	12-061-94 6	22-28	1491	3/28
COMMERCE INSURANCE CO. V. OLD REPUBLIC INSURANCE CO.	12-313-93 8	22-21	1110	2/7
COMMONWEALTH V. ADAMS	12-154-94 12	22-39	2049	6/13
COMMONWEALTH V. BROWN	12-023-94 7	22-24	1274	2/28
COMMONWEALTH V. CLANCY	12-275-93 8	22-16	904	1/10
COMMONWEALTH V. COSME	12-121-94 10	22-36	1901	5/23
COMMONWEALTH V. COSTELLO	12-302-93 14	22-20	1050	1/31
COMMONWEALTH V. DIAZ	12-301-93 13	22-20	1050	1/31
COMMONWEALTH V. DICICCO	12-139-94 9	22-38	2003	6/6
COMMONWEALTH V. FEDERICI	12-278-93 26	22-16	904	1/10
COMMONWEALTH V. FOOTMAN	12-031-94 8	22-25	1330	3/7
COMMONWEALTH V. FOWLER	12-152-94 23	22-39	2049	6/13
COMMONWEALTH V. LEE	12-255-93 7	22-16	851	1/3
COMMONWEALTH V. LEWIS	12-018-94 20	22-22	1175	2/14
COMMONWEALTH V. PANAGAKOS	12-251-93 12	22-16	848	1/3
COMMONWEALTH V. SHEA	12-298-93 8	22-20	1048	1/31
COMMONWEALTH V. THURSBY	12-294-93 6	22-17	954	1/17
COMMONWEALTH V. VINH LE	12-311-93 4	22-22	1174	2/14
COMMONWEALTH V. WILLIAMS	12-270-93 6	22-16	860	1/3
COMPANIE V. SUFFOLK	12-019-94 10	22-22	1167	2/14

What Is A 'Lawyers Weekly No.'?

The Lawyers Weekly No. is a seven-digit number which our editors assign to each case we receive from Massachusetts courts and agencies.

• The first two digits of the Lawyers Weekly No. correspond to the court or agency which issued the decision. (For example, a Lawyers Weekly No. beginning "01" is from the U.S. Court of Appeals.)

• The middle three digits relate to the number of cases received from that court or agency in the relevant calendar year. (For example, a Lawyers Weekly No. beginning with the digits "01-372" refers to the 372nd case received that year from the U.S. Court of Appeals.)

• The last two digits are the year in which the case was issued. Most of the cases in this index have a Lawyers Weekly No. ending with the number "94."

CASE#	NO. PGS.	VOL. NO.	CUM. PG. NO.	ISS. DATE
CONSTRUCTION CO. INC				
CONONI V. TOWN OF WELLESLEY	12-067-94 8	22-29	1537	4/4
CRISTOFORI V. CONTRIBUTORY RETIREMENT APPEAL BOARD	12-135-94 7	22-38	2003	6/6
CUMMINGS PROPERTIES MANAGEMENT, INC. V. W.R. GRACE & CO.	12-006-94 29	22-20	1048	1/31
CURRAN V. MASSACHUSETTS TURNPIKE AUTHORITY	12-160-94 18	22-40	2106	6/20
DAIGLE V. ALEXANDER	12-319-93 15	22-24	1273	2/28
DANIELI & O'KEEFE ASSOCIATES INC. V. BRAVERMAN	12-007-94 10	22-21	1048	1/31
DEBRAL REALTY INC. V. MARLBORO COOPERATIVE BANK	12-049-94 8	22-28	1485	3/28
DEMOS V. SAWYER	12-122-94 5	22-36	1901	5/23
DEMOULAS V. DEMOULAS SUPER MARKETS INC.	12-262-93 8	22-16	852	1/3
DIETZ V. BYTEX CORP.	12-091-94 12	22-32	1690	4/25
DOUGLAS ENVIRONMENTAL ASSOCIATES INC. V. MASSACHUSETTS DEPARTMENTS OF ENVIRONMENTAL PROTECTION	12-293-93 18	22-17	953	1/17
DULGARIAN V. STONE	12-026-94 10	22-25	1329	3/7
DYMENT V. BALZOTTI	12-107-94 7	22-34	1804	5/9
EAST CAMBRIDGE SAVING BANK V. WHEELER	12-082-94 7	22-31	1647	4/18
EDWARDS V. HEADMASTER AND TRUSTEES OF THAYER ACADEMY	12-134-94 11	22-38	2003	6/6

CONTINUED ON PAGE 38

The Complete Resource for Your Law Office

Personal Computer Resources, Inc. offers a comprehensive set of software and services for your law firm. We supply complete solutions, including hardware, software, and networking, or we can provide help in specific areas, such as:

Services

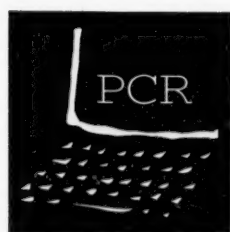
- Hardware Service
- Training
- Software Support
- Rentals
- Consulting

Software Solutions

- Case Management
- Document Imaging
- Trial Preparation
- Scheduling
- Time & Billing

PCR is focused on the needs of law firms. Call Patrick Walker x212 for a complementary needs assessment.

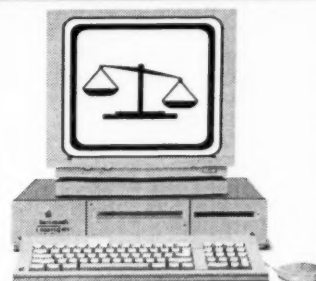
The Macintosh Experts



Personal Computer Resources, Inc.

145 Webster Street, Suite D
Hanover, MA 02339
(617) 871-5396 • (617) 871-3623 FAX

©Apple, the Apple logo, and Macintosh are registered trademarks of Apple Computer, Inc.



Case Name Index

Case Name Index

This index lists all court and agency decisions which were digested in Lawyers Weekly during the first six months of 1994.

The cases are indexed alphabetically under the court or agency which issued the ruling.

• To locate a digest in Lawyers Weekly using this index:

1. Find the issue date in the fifth column.
2. Go to that issue.
3. Find the cumulative page in the fourth column.
4. Go to that page.

• To order the full text of a case from this index:

1. Find the Lawyers Weekly No. in the first column.
2. Dial our automated opinion service (1-800-933-5594).
3. Punch in the Lawyers Weekly No. when it is requested.

CASE#	NO.	VOL.	CUM.	ISS.
PGS.	PGS.	PGS.	PGS.	DATE

■ CONTINUED FROM PAGE 37

12 SUPERIOR COURT continued

ENGELBRECHT V. NORTHEASTERN UNIVERSITY	12-252-93	19	22-16	848	1/3
EPSTEIN V. STEINADLER	12-100-94	4	22-34	1803	5/9
EQUITABLE MORTGAGE ASSOCIATES V. MASS. INSURERS INSOLVENCY FUND	12-078-94	24	22-31	1646	4/18
EVERETT J. PRESCOTT INC. V. NATIONAL GRANGE INSURANCE	12-281-93	4	22-17	950	1/17
FAY V. SIMS	12-075-94	10	22-31	1646	4/18
FEDERAL DEPOSIT INSURANCE CORP. V. PORTER	12-022-94	12	22-24	1273	2/28
FEDERAL MANAGEMENT CO. INC. V. NEAL	12-102-94	3	22-34	1803	5/9
FEINZIG V. FICKSMAN	12-106-94	9	22-34	1804	5/9
FELONI V. MALONEY	12-099-94	9	22-34	1802	5/9
FIDELITY MANAGEMENT & RESEARCH CO. V. OSTRANDER	12-309-93	13	22-20	1056	1/31
FIRST REPUBLIC CORP. OF AMERICA V. BAYBANK MIDDLESEX	12-046-94	7	22-28	1484	3/28
FITZGERALD, TRUSTEE V. CAMBRIDGE RENT CONTROL BOARD	12-057-94	22	22-28	1489	3/28
FLATLEY V. CITY OF MALDEN	12-053-94	9	22-28	1487	3/28
FORD V. PIZZA ROMANO INC.	12-297-93	5	22-17	955	1/17
G.S. ENTERPRISES INC. V. POSTERNAK	12-305-93	5	22-20	1054	1/31
GARCIA V. DUBOIS	12-274-93	7	22-16	903	1/10
GATTEREAU V. EASTERN AIRLINES INC.	12-040-94	3	22-26	1369	3/14
GENERALI, UNITED STATES BRANCH V. SALIBA	12-077-94	8	22-31	1646	4/18
GENETTI V. GENETTI	12-029-94	4	22-25	1329	3/7
GIARDULLO V. CLOTT	12-317-93	6	22-24	1273	2/28
GILBERT V. ENT ASSOCIATES INC. V. RUGOLETTI	12-117-94	5	22-36	1899	5/23
GOUDREAU CORP. V. CITY OF SPRINGFIELD	12-009-94	10	22-22	1170	2/14
GRAPHICS LEASING V. NATIONAL WESTMINSTER BANK V. BAYSTATE LEASING ASSOCIATES, II	12-013-94	8	22-22	1172	2/14
GREENE V. MARINI	12-047-94	5	22-27	1430	3/21
GTE GOVERNMENT SYSTEMS CORP. V. RACKEMAN, SAWYER & BREWSTER	12-315-93	6	22-24	1272	2/28
HAIMOVICI V. BENZAN	12-116-94	3	22-36	1898	5/23
HAMILL V. HENDERSON	12-133-94	10	22-37	1952	5/30
HANNA V. SHEA	12-059-94	8	22-26	1489	3/28
HANNA PAPER RECYCLING INC. V. ZBR PUBLICATIONS INC.	12-027-94	9	22-25	1329	3/7
HANOVER INSURANCE CO. V. CONNELL	12-044-94	6	22-27	1429	3/21
HARRINGTON V. COMMERCE INSURANCE CO.	12-156-94	8	22-40	2106	6/20
HARWOOD V. CONVERSE INC.	12-101-94	5	22-34	1802	5/9
HAVERSTROH V. ROSEN	12-109-94	15	22-35	1860	5/16
HAYDEN V. HAYDEN	12-299-93	11	22-20	1049	1/31
HAYNESWORTH V. INTERFACE GROUP-MASSACHUSETTS INC.	12-306-93	5	22-20	1054	1/31
HAYNESWORTH V. INTERFACE GROUP-MASSACHUSETTS INC.	12-132-94	21	22-37	1951	5/30
HEAVY V. DONLEY V. RHODE ISLAND HOSPITAL TRUST NATIONAL BANK	12-127-94	6	22-36	1902	5/23
HERNANDEZ V. HANNIFIN	12-115-94	4	22-36	1898	5/23
HIGHLANDS INSURANCE CO V. AEROVAX INCORPORATED	12-065-94	9	22-29	1535	4/4
HIRSHENFANG, ADMINISTRATRIX V. CITY OF BOSTON	12-014-94	4	22-22	1172	2/14
HOWELL V. BIRNBERG	12-064-94	11	22-29	1534	4/4
HURLEY V. BERKSHIRE DESIGN GROUP	12-111-94	5	22-35	1860	5/16
HURWITZ V. PRIME COMMUNICATIONS, INC.	12-084-94	14	22-32	1687	4/25
IBEH V. CITY OF CAMBRIDGE V. MASSACHUSETTS BAY TRANSPORTATION AUTHORITY	12-020-94	5	22-22	1176	2/14
INVESTORS BANK AND TRUST CO. V. GUNES	12-141-94	3	22-38	2002	6/6
IOVINO V. COLE	12-073-94	8	22-31	1645	4/18
JOHNSON V. MARCOCCIO	12-015-94	4	22-22	1173	2/14
JOHNSON V. SAFETY INSURANCE CO.	12-272-93	8	22-16	901	1/10
JOHNSON V. TOWN OF BELMONT	12-051-94	4	22-26	1486	3/28
KARALEKAS V. BOARD OF REGISTRATION IN SPEECH-LANGUAGE PATHOLOGY AND AUDIOLOGY	12-089-94	6	22-32	1690	4/25
KIPPENHAN V. CHAULK SERVICES, INC.	12-108-94	5	22-34	1804	5/9
KIRKLAND CONSTRUCTION CO. V. JAMES	12-083-94	7	22-32	1687	4/25
KITAEFF, CHAPTER 7 TRUSTEE V. MALONEY	12-266-93	9	22-16	852	1/3
LAMBERT V. MITCHELL	12-153-94	8	22-39	2049	6/13
LAURING V. LINCOLN	12-110-94	6	22-35	1860	5/16
LECLERC V. AMERICAN MUTUAL	12-143-94	7	22-38	2002	6/6

INSURANCE CO.					
LENO V. TOWN OF LEICESTER PLANNING BOARD	12-087-94	7	22-32	1688	4/25
LEVITAN V. THE SAVINGS BANK LIQUOR LIABILITY JOINT UNDERWRITING ASSOCIATION OF MASSACHUSETTS V. HERMITAGE INSURANCE CO.	12-318-93	9	22-24	1273	2/28
LIPINSKI V. METROPOLITAN PROPERTY AND CASUALTY INSURANCE CO.	12-273-93	12	22-16	902	1/10
LOCAL 589, AMALGAMATED TRANSIT UNION, AFL-CIO V. MASSACHUSETTS BAY TRANSPORTATION AUTHORITY	12-162-94	7	22-41	2152	6/27
LOMBARDI V. HARRINGTON	12-002-94	5	22-22	1169	2/14
LUBART & ARONSON, P.C. V. GOODMAN	12-052-94	4	22-28	1487	3/28
MACHADO V. WELD	12-048-94	10	22-28	1484	3/28
MANGANARO CORP., NEW ENGLAND V. WILLIAM BERRY & SON INC.	12-074-94	7	22-31	1643	4/18
MARENGHI V. BARTON	12-036-94	5	22-26	1366	3/14
MARKEN, TRUSTEE V. HAYES	12-105-94	11	22-35	1859	5/16
MARQUEZ V. SACCO	12-012-94	3	22-21	1110	2/7
MARSON V. MARKINGS INC.	12-125-94	7	22-36	1902	5/23
MARTIN V. COMMERCE INSURANCE CO.	12-296-93	4	22-17	954	1/17
MARTINELLO V. ZONING BOARD OF APPEALS OF TOWN OF SUTTON	12-088-94	4	22-32	1689	4/25
MASCO BUILDING PRODUCTS CORP. V. INDISCO INC.	12-011-94	6	22-22	1171	2/14
MASSACHUSETTS EMPLOYERS INSURANCE EXCHANGE V. PROPAC-MASS. INC.	12-123-94	11	22-36	1901	5/23
MASSACHUSETTS EMPLOYERS INSURANCE EXCHANGE V. PROPAC-MASS. INC.	12-295-93	17	22-17	954	1/17
MASSACHUSETTS SOCIETY FOR THE PREVENTION OF CRUELTY TO ANIMALS V. MASSACHUSETTS DIVISION OF FISHERIES AND WILDLIFE	12-312-93	20	22-22	1174	2/14
MCENEANEY V. CHESTNUT HILL REALTY CORP.	12-319-93	13	22-20	1057	1/31
MEGUID V. ATLANTIC PETROLEUM CORP.	12-303-93	7	22-20	1052	1/31
METROPOLITAN PROPERTY AND CASUALTY INSURANCE CO. V. SOUZA	12-041-94	5	22-26	1370	3/14
MINASIAN V. CITY OF SOMERVILLE	12-119-94	5	22-36	1900	5/23
MISITANO, ADMINISTRATRIX V. GHAFAR	12-068-94	4	22-31	1644	4/18
MITCHELL V. UIPE PRODUCTS, INC.	12-290-93	5	22-17	952	1/17
MOBIL OIL CORP. V. CAMBRIDGE LICENSING COMMISSION	12-038-94	10	22-26	1368	3/14
MOREHOUSE V. GIFFORD	12-103-94	4	22-34	1803	5/9
MORSE CO. INC. V. FIRST HEALTHCARE CORP.	12-043-94	9	22-28	1483	3/28
MURPHY V. INHABITANTS OF THE TOWN OF DUXBURY	12-304-93	7	22-20	1052	1/31
NATIONAL ASSOCIATION OF GOVERNMENT EMPLOYEES V. COMMONWEALTH OF MASSACHUSETTS	12-112-94	6	22-35	1864	5/16
NEIMAN MARCUS GROUP INC. B. D/E	12-080-94	14	22-31	1647	4/18
HAWAII JOINT VENTURE	12-058-94	12	22-28	1489	3/28
NELSON V. MACMILLAN	12-025-94	9	22-24	1274	2/28
NICKOLS V. MASSACHUSETTS DEPARTMENT OF ENVIRONMENTAL MANAGEMENT	12-114-94	13	22-36	1898	5/23
NONAKA V. MERRIMACK MUTUAL FIRE INSURANCE CO.	12-283-93	7	22-17	950	1/17
NYLEN, ADMINISTRATOR V. DALTON	12-039-94	7	22-26	1369	3/14
O'NEIL V. SCIABA CONSTRUCTION CORP.	12-147-94	9	22-39	2047	6/13
ORD INC. V. HOFFMAN	12-001-94	8	22-22	1168	2/14
ORKIOLLA V. ACTION FOR BOSTON COMMUNITY DEVELOPMENT	12-253-93	7	22-16	850	1/3
PALEY V. ZOLTEK CORP.	12-024-94	10	22-25	1328	3/7
PEASE V. CENTRAL SAVINGS BANK	12-208-93	11	22-16	905	1/10
PETRI V. BURNS & LEVINSON	12-137-94	10	22-38	2003	6/6
PLOOF V. CORNU-SCHAAB PROPERTIES	12-316-93	12	22-24	1273	2/28
PRESCOTT V. ZAPPALA	12-033-94	6	22-25	1332	3/7
PRIESTLY V. DOUCETTE	12-155-94	8	22-41	2153	6/27
QUINN V. MALDEN HOSPITAL	12-070-94	3	22-31	1644	4/18
RAYTHEON CO. V. TULLY	12-085-94	6	22-32	1688	4/25
RENFREW CENTER V. GROUP INSURANCE COMMISSION OF THE COMMONWEALTH OF MASSACHUSETTS	12-150-94	9	22-39	2049	6/13
ROBINSON V. BOSTON GAS CO.	12-148-94	4	22-39	2047	6/13
ROCHE BROTHERS BARREL & DRUM, CO. INC. V. EMPLOYER'S FIRE INSURANCE CO.	12-010-94	12	22-22	1171	2/14
ROGERS V. LENO	12-145-94	4	22-39	2048	6/13
ROMAN V. CITY OF BOSTON	12-003-94	5	22-20	1047	1/31
ROMANOS V. SUFFOLK COUNTY SHERIFF'S DEPARTMENT	12-151-94	7	22-39	2049	6/13
ROSENBERG V. CARLIN	12-130-94	7	22-37	1950	5/30
ROTMAN V. NATIONAL RAILROAD PASSENGER CORP.	12-308-93	7	22-20	1055	1/31
SALHAB V. MIDDLESEX COUNTY	12-079-94	9	22-31	1646	4/18
SALHAB V. MIDDLESEX COUNTY	12-104-94	5	22-34	1803	5/9
SARVIS V. BOSTON SAFE DEPOSIT AND TRUST CO.	12-146-94	12	22-39	2048	6/13
SCA DISPOSAL SERVICES OF NEW ENGLAND INC. V. CENTRAL NATIONAL INSURANCE CO. OF OMAHA	12-094-94	34	22-33	1742	5/2
SCA DISPOSAL SERVICES OF NEW ENGLAND INC. V. CENTRAL NATIONAL INSURANCE CO. OF OMAHA	12-095-94	16	22-33	1742	5/2
SERRAINO V. ARMSTRONG	12-140-94	6	22-38	2003	6/6
SERVICE MERCHANDISE CO. INC. V. TWIN CITY MALL ASSOCIATES	12-050-94	8	22-28	1486	3/28
SFC VALVE CORP. V. WRIGHT MACHINE CORP.	12-129-94	7	22-36	1902	5/23
SHAWMUT BANK V. MERRIAM	12-142-94	4	22-38	2002	6/6
SICARI V. RACCUA	12-124-94	9	22-36	1902	5/23
SOBOTKA V. WESTFIELD SAVINGS BANK	12-126-94	10	22-36	1897	5/23
SOUTH BOSTON ALLIED WAR VETERANS COUNCIL V. MASS. COMMISSION AGAINST DISCRIMINATION	12-069-94	9	22-31	1644	4/18
SOUTH STREET NEIGHBORS AND	12-158-94	8	22-41	2153	6/27

ABUTTERS ASSOCIATION V. ENSMINGER					
SPANEAS V. TRAVELERS INSURANCE CO.	12-056-94	5	22-28	1488	3/28
STEFANIK V. BARRY	12-161-94	9	22-41	2154	6/27
STERLING BANK V. BINGHAM	12-098-94	8	22-34	1800	5/9
STREHLKE V. STREHLKE	12-267-93	11	22-16	853	1/3
T&D YESTERDAY'S INC. V. ALCOHOLIC BEVERAGES CONTROL COMMISSION	12-285-93	5	22-17	951	1/17
TASCO CONSTRUCTION INC. V. TOWN OF WINCHENDON	12-028-94	9	22-25	1330	3/7
THE GOOD LIFE CO. INC. V. QVCC REALTY GROUP TRUST	12-282-93	3	22-17	950	1/17
THEODORE V. WEYMOUTH COMMONS	12-032-94	19	22-25	1331	3/7
EAST ASSOCIATES I & II					
TOPKINS, TRUSTEE V. CHARTER OIL CO.	12-035-94	6	22-26	1366	3/14
TRANSAMERICA PREMIER INSURANCE CO. V. ELECTRO MAINTENANCE AND SERVICE CORP.	12-118-94	9	22-36	1899	5/23
T.T. THE BEAR'S PLACE INC. V. RODRIGUEZ	12-157-94	8	22-41	2153	6/27
TUCCELLI V. BULL HN INFORMATION SYSTEMS	12-005-94	13	22-19	1006	1/24
VERC INC. V. PUTZIGER	12-303-93	5	1055	1055	1/31
WASHINGTON HEIGHTS INC. V. A&M ENTERPRISES INC.	12-086-94	5	22-32	1688	4/25
WEISE V. COURIER CORP.	12-054-94	6	22-28	1483	3/28
WERNER V. LEONE	12-144-94	4	22-38	2008	6/6
WILSON V. CIVIL SERVICE COMMISSION	12-286-93	5	22-16	848	1/3
YOUNG V. BOARD OF APPEAL ON MOTOR VEHICLE POLICIES AND BONDS	12-265-93	5	22-16	852	1/3
YOUNG V. BOARD OF APPEAL ON MOTOR VEHICLE POLICIES AND BONDS	12-264-93	13	22-16	852	1/3

13 APPELLATE DIVISION OF THE DISTRICT COURT

ACENTECH INC. V. CECCONI	13-019-94	5	22-28	1493	3/28
ADDIS V. STEELE	13-003-94	12	22-20	1057	1/31
ATSALIS V. VELLONE	13-004-94	6	22-23	1227	2/21
BAKER V. A.L.Y.N. ASSOCIATES, INC.	13-005-94	6	22-24	1275	2/28
BARRICELLI V. BURGER KING CORP.	13-021-94	4	22-29	1538	4/4
BAVOSI, TRUSTEE V. HARRINGTON	13-046-94	5	22-39	2049	6/13
BERNARDI'S COLLISION INC. V. SCULLANE	13-026-94	5	22-30	1586	4/11
BETTENCOURT V. POIRIER AND WARE	13-037-94	4	22-34	1807	5/9
HEAT TREATING CO. INC.					
BURTON-GOLDMAN V. BROOKLINE RENT CONTROL BOARD	13-044-94	11	22-37	1952	5/30
CHESTER V. CITY OF MEDFORD	13-028-94	6	22-31	1647	4/18
COPP, EXECUTRIX V. HAGUE	13-008-94	9	22-25	1333	3/7
DECARO V. CENTRAL DODGE INC. V. BAYBANK NORFOLK COUNTY TRUST	13-032-94	8	22-34	1805	5/9
DECOSTE V. AMERICAN TELEPHONE & TELEGRAPH CO.	13-038-94	5	22-34	1807	5/9
DEMIRGIAN V. STAR MARKET CO. INC.	13-031-94	6	22-34	1805	5/9
DOWD V. UNITED STATES FIDELITY AND GUARANTY CO.	13-010-94	9	22-26	1270	3/14
DUCO ENTERPRISES V. ABDELNOUR	13-045-94	9	22-38	2009	6/6
ESPINOLA V. RILEY'S LIQUORS INC.	13-042-94	6	22-36	1903	5/23
FALMOUTH NATIONAL BANK V. BLACKMON	13-036-94	5	22-34	1806	5/9
FIDELITY TRUST CO. V. BRENNAN	13-090-93	9	22-16	906	1/10
FILLION V. CARDINAL	13-022-94	7	22-29	1538	4/4
FIRST COLONIAL BANK FOR SAVINGS V. BERGERON	13-089-93	6	22-16	906	1/10
FORD MOTOR CREDIT CORP. V. UNITED STATES FIDELITY & GUARANTY CORP.	13-020-94	10	22-29	1538	4/4
GIBBONS V. NICHOLS	13-017-94	7	22-27	1433	3/21
GIUSTO V. PETRUZZIELLO	13-029-94	6	22-32	1691	4/25
GRADY V. BOYLE	13-035-94	6	22-34	1806	5/9
GRIFFIN V. CLOCK TAVERN INC.	13-052-94	7	22-40	2108	6/20
HANLON V. FLORIDIA	13-041-94	8	22-36	1903	5/23
HARMON PLUMBING, INC V. JACOBS	13-039-94	7	22-36	1902	5/23
IRMA S. MANN STRATEGIC MARKETING INC. V. INNOVATEX RESEARCH AND DEVELOPMENT INC.	13-091-93	15	22-17	956	1/17
JENSEN V. JORDAN	13-034-94	7	22-34	1806	5/9
LAKIN V. LEOLEIS	13-053-94	5	22-40	2109	6/20
LEASECOMM CORP. V. RIVERA	13-048-94	6	22-40	2107	6/20
LELAND REALTY CORP. V. SUMNER REALTY CORP.	13-051-94	5	22-40	2108	6/20
MAUSHOP VILLAGE CONDOMINIUM TRUST 3A V. BUCCI	13-024-94	10	22-29	1539	4/4
MCGOVERN V. STOP & SHOP COMPANIES	13-012-94	6	22-26	1371	3/14
MINGOLLA V. MINGOLLA	13-006-94	5	22-25	1332	3/7
MONOOGIAN V. ARBELLA MUTUAL INSURANCE CO.	13-025-94	6	22-29	1540	4/4
MOREAU V. SHAW'S SUPERMARKETS, INC.	13-047-94	4	22-39	2049	6/13
MURRAY V. NOONE V. LIBERTY MUTUAL INSURANCE CO.	13-007-94	6	22-25	1333	3/7
NEWMAN V. KURPASKA	13-043-94	5	22-36	1903	5/23
O'DWYER V. BASKIES	13-088-93	4	22-16	860	1/3
PENTA V. COVINO	13-002-94	9	22-19	1008	1/24
PLANTE V. COMMONWEALTH OF MASS.	13-033-94	5	22-34	1806	5/9
PROFESSIONAL CARPET SYSTEM V. CAPITAL PARTNERS MANAGEMENT CO.	13-023-94	6	22-29	1539	4/4
RUMA ENTERPRISES INC. V. BIG MAC'S PACKING INC.	13-049-94	8	22-40	2107	6/20
QUIRK V. BAYBANK INC.	13-030-94	4	22-32	1691	4/25
SED ASSOCIATES INC. V. PHINEAS ALPERS ARCHITECT INC. V. BERNARD	13-014-94	7	22-27	1431	3/21
SLADEN V. PASSARO V. WARD	13-011-94	10	22-26	1371	3/14
SPIUNT, TRUSTEE V. GREEN	13-009-94	7	22-25	1337	3/7
TRUSTEES OF THE SANDPIPER CONDOMINIUM TRUST V. SNELL	13-018-94	6	22-27	1434	3/21
T.B. VEHICLE LEASING INC. V. BENDER	13-040-94	5	22-36	1902	5/23
TERNAZARRO V. COLLINS	13-015-94	5	22-27	1431	3/21
VICTOR CO. INC. V. CHIOZZI	13-001-94	7	22-19	1006	1/24
UNIM V. METROPOLITAN PROPERTY	13-050-94	7	22-40	2108	6/20

Case Name Index

13 APPELLATE DIVISION OF THE DISTRICT COURT continued

AND LIABILITY INSURANCE CO.					
WADSWORTH V. SAFETY INSURANCE CO.	13-013-94	5	22-27	1430	3/21
WAICKOWSKI V. PERRY	13-016-94	8	22-27	1431	3/21
ZAZZARA V. TOWNSEND	13-027-94	19	22-30	1586	4/11

14 LAND COURT

ALMEIDA V. BRITTON	14-014-94	14	22-31	1648	4/18
ANDERSON V. MAHONEY	14-006-94	9	22-22	1177	2/14
APOG V. TOWN OF DOVER PLANNING BOARD	14-040-94	8	22-41	2155	6/27
BAKER, TRUSTEE V. WIGGIN	14-069-93	14	22-16	908	1/10
BARLOW V. CHONGRIS & SONS INC.	14-053-94	6	22-41	2158	6/27
BERNE V. DICKEY	14-038-94	8	22-41	2154	6/27
CARANCI V. VAZ	14-017-94	21	22-34	1807	5/9
CARNEY V. BERRY	14-039-94	9	22-40	2111	6/20
CELLUCCI V. GADD	14-071-93	26	22-17	956	1/17
CHACE V. ANDRADE	14-023-94	19	22-38	2009	6/6
CLARK V. WAGONER	14-001-94	11	22-20	1058	1/31
CLARK V. WAGONER	14-048-94	11	22-41	2156	6/27
CLEAN HARBORS OF BRAINTREE INC. V. BOARD OF SELECTMEN OF THE TOWN OF BRAINTREE	14-029-94	6	22-39	2050	6/13
COLDWELL BANK RESIDENTIAL REAL ESTATE SERVICE INC. V. SOMERSET SAVINGS BANK	14-034-94	5	22-39	2051	6/13
CONGREGATION OF THE SISTERS OF ST. JOSEPH OF BOSTON V. TOWN OF FRAMINGHAM	14-025-94	6	22-39	2050	6/13
COVELL V. BUCCILLI	14-021-94	6	22-36	1903	5/23
CROTEAU V. PLANNING BOARD OF THE TOWN OF HOPKINGTON	14-050-94	3	22-41	2157	6/27
DAVENPORT V. HEBRON ASSOCIATES INC.	14-044-94	16	22-41	2156	6/27
DEE V. FARONTO	14-003-94	17	22-22	1176	2/14
DESANCTIS V. DELMONTE	14-005-94	17	22-22	1177	2/14
DIGITAL EQUIPMENT CORP. V. LETO	14-008-94	10	22-22	1177	2/14
DIOTAVELI V. TOWN OF WILBRAHAM	14-052-94	6	22-41	2158	6/27
DUNCAN V. DIFRANCO	14-035-94	5	22-39	2051	6/13
FLEET BANK OF MASSACHUSETTS V. CASSIN	14-004-94	8	22-22	1176	2/14
GARDNER V. JOYCE	14-033-94	3	22-39	2051	6/13
GARLAND V. ROSENSHEIN	14-031-94	7	22-39	2050	6/13
GOLDMUNTZ V. TOWN OF CHILMARK	14-037-94	7	22-39	2052	6/13
GRAY V. FITZGERALD	14-016-94	16	22-34	1807	5/9
HASTINGS V. PLANNING BOARD OF PELHAM	14-022-94	8	22-36	1903	5/23
HELLER V. TURNER BROTHERS CONSTRUCTION INC.	14-036-94	9	22-39	2052	6/13
HIGHVIEW CAMPGROUND INC. V. FERNANDEZ	14-070-93	18	22-17	956	1/17
IN RE: PETITION OF SAVERY	14-007-94	9	22-22	1177	2/14
JACKSON V. MAHONEY	14-024-94	6	22-39	2049	6/13
JEANE D'ARC CREDIT UNION V. NORTHERN STATES TIRE CORP.	14-045-94	4	22-41	2156	6/27
JOHNSON V. BOARD OF APPEALS OF NAHANT	14-011-94	18	22-24	1276	2/28
KELLEY V. SANTIANO	14-046-94	4	22-41	2156	6/27
MEARS V. FEDERAL DEPOSIT INSURANCE CORP.	14-030-94	4	22-39	2050	6/13
MEHARG V. MELROSE-WAKEFIELD PROPERTIES INC.	14-041-94	4	22-41	2155	6/27
NAUGHTON V. LANE	14-009-94	4	22-24	1276	2/28
NICHOLS V. CHIPMAN	14-032-94	5	22-39	2051	6/13
NISBY V. ITZ	14-026-94	7	22-39	2050	6/13
NORMAND V. SIMMONS	14-012-94	14	22-31	1647	4/18
O'BRIEN V. MASON	14-019-94	10	22-34	1807	5/9
PADULA V. LALLY	14-010-94	10	22-24	1276	2/28
PHELAN V. DELANEY	14-015-94	14	22-31	1648	4/18
PORTER V. TOWN OF DARTMOUTH	14-051-94	3	22-41	2157	6/27
RAMEY V. DOVER GENERAL INC.	14-043-94	10	22-41	2156	6/27
RANIERI V. TOWN OF HEATH	14-018-94	6	22-34	1807	5/9
ROCKLAND TRUST CO. V. MAHONEY	14-020-94	8	22-36	1903	5/23
SEARS V. DUGAN	14-049-94	5	22-41	2156	6/27
SMITH V. LEONARD	14-028-94	5	22-39	2050	6/13
WALDRON V. CASTALDI	14-002-94	4	22-20	1059	1/31
WALDRON V. CASTALDI	14-047-94	4	22-41	2156	6/27
WALORZ V. TOWN OF BRAINTREE	14-013-94	15	22-31	1647	4/18
WIGWAM ASSOCIATES INC. V. FERGUSON	14-042-94	6	22-41	2155	6/27
ZACK V. HEBERT	14-027-94	6	22-39	2050	6/13

15 PROBATE COURT

GIBBS V. BROWN	15-001-94	11	22-22	1177	2/14
HORVITZ V. HORVITZ	15-002-94	33	22-22	1178	2/14
KELLER V. O'BRIEN	15-003-94	7	22-26	1371	3/14
REYNOLDS V. WHITMAN	15-004-94	25	22-33	1743	5/2

16 TRIAL DIVISION OF THE DISTRICT COURT

CLIFFORD V. COMMISSIONER OF THE DEPARTMENT OF EMPLOYMENT & TRAINING	16-030-93	7	22-17	956	1/17
COMMONWEALTH V. CASEY	16-032-93	9	22-24	1276	2/28
COMMONWEALTH V. CHASE	16-018-94	4	22-39	2052	6/13
COMMONWEALTH V. CHAVES	16-006-94	5	22-30	1588	4/11
COMMONWEALTH V. DEBELLA	16-009-94	7	22-31	1656	4/18
COMMONWEALTH V. DEPASQUALE	16-015-94	15	22-34	1808	5/9
COMMONWEALTH V. DESIMONE	16-017-94	7	22-36	1904	5/23
COMMONWEALTH V. HARDY	16-004-94	4	22-26	1372	3/14
COMMONWEALTH V. HAYNES	16-029-93	3	22-23	1228	2/21
COMMONWEALTH V. HOFFMAN	16-013-94	3	22-32	1691	4/25
COMMONWEALTH V. LEMIEUX	16-010-94	6	22-31	1656	4/18
COMMONWEALTH V. RASHAD	16-008-94	12	22-31	1650	4/18
COMMONWEALTH V. SMITH	16-014-94	28	22-34	1808	5/9
COMMONWEALTH V. WHITE	16-002-94	5	22-23	1227	2/21
DEVEER V. LIBERTY MUTUAL INSURANCE CO.	16-001-94	2	22-17	956	1/17
DIME SAVINGS BANK OF NEW YORK, FSB V. SMITH	16-011-94	6	22-32	1691	4/25
DOHERTY V. MEDFORD RETIREMENT BOARD	16-012-94	5	22-32	1691	4/25
LEGROS V. MARTIN	16-031-94	8	22-23	1227	2/21
NATIONAL LUMBER CO. V. MCCOIN	16-007-94	3	22-30	1588	4/11
OPPER V. HANOVER INSURANCE CO.	16-005-94	8	22-29	1541	4/4
SWEENEY V. BATALL	16-003-94	4	22-23	1228	2/21
WHITE V. BOSTON MUTUAL LIFE INSURANCE CO.	16-016-94	5	22-36	1904	5/23

17 HOUSING COURT

BOVLAN V. BURGONYE	17-005-94	9	22-24	1277	2/28
CONNOR V. SELF HELP DEVELOPMENT INC.	17-007-94	15	22-29	1541	4/4
COSME V. DAVIS	17-004-94	2	22-23	1228	2/21
DIME SAVINGS BANK V. HEBERT	17-008-94	3	22-30	1589	4/11
LASERRA V. BOSTON RENT EQUITY BOARD	17-006-94	14	22-24	1277	2/28
LEVINSON V. DENNIS	17-003-94	29	22-24	1276	2/28
MARTINEZ V. BARNETT	17-001-94	3	22-21	1111	2/7
TALICEO V. JIMMO	17-002-94	7	22-21	1111	2/7
TIMOSEVIC V. SARGENT	17-010-94	17	22-37	1953	5/30
WOOD RIDGE HOME COOPERATIVE V. DEROSA	17-009-94	5	22-36	1904	5/23

20 APPELLATE TAX BOARD

ISSADORE, TRUSTEE V. BOARD OF ASSESSORS OF THE TOWN OF FRANKLIN	20-004-94	9	22-29	1541	4/4
JULIUS V. BOARD OF ASSESSORS OF THE TOWN OF YARMOUTH	20-049-93	7	22-21	1111	2/7
NATHAN MILLER PROPERTIES, LTD. V. ASSESSORS OF BOSTON	20-048-93	23	22-21	1111	2/7
ROUGEAU V. BOARD OF ASSESSORS OF THE TOWN OF DEDHAM	20-059-93	7	22-21	1111	2/7
SWARTZ V. BOARD OF ASSESSORS OF THE TOWN OF TISBURY	20-047-93	10	22-21	1111	2/7
TOBINS V. COMMISSIONER OF REVENUE	20-006-94	9	22-33	1744	5/2
V.H. BLACKINTON & CO. INC. V. COMMISSIONER OF REVENUE	20-001-94	24	22-29	1541	4/4
WESTON MARKETING CORP. V. COMMISSIONER OF REVENUE	20-005-94	20	22-33	1743	5/2

21 LABOR RELATIONS COMMISSION

IN THE MATTER OF: BOARD OF TRUSTEES/UNIVERSITY OF MASS. AND INTERNATIONAL UNION, UNITED AUTOMOBILE, AEROSPACE AND AGRICULTURAL/G.E.O.	21-014-94	20	22-36	1905	5/23
IN THE MATTER OF: BOSTON SCHOOL COMMITTEE AND BOSTON PUBLIC SCHOOL BUILDING CUSTODIANS ASSOCIATION	21-005-94	25	22-32	1692	4/25
IN THE MATTER OF: CITY OF BOSTON AND BOSTON EMERGENCY MEDICAL SERVICES, BOSTON POLICE PATROLMEN'S ASSOCIATION	21-015-94	28	22-36	1905	5/23

What Is A 'Lawyers Weekly No.?'

The Lawyers Weekly No. is a seven-digit number which our editors assign to each case we receive from Massachusetts courts and agencies.

• The first two digits of the Lawyers Weekly No. correspond to the court or agency which issued the decision. (For example, a Lawyers Weekly No. beginning "01" is from the U.S. Court of Appeals.)

• The middle three digits relate to the number of cases received from that court or agency in the relevant calendar year. (For example, a Lawyers Weekly No. beginning with the digits "01-372" refers to the 372nd case received that year from the U.S. Court of Appeals.)

• The last two digits are the year in which the case was issued. Most of the cases in this index have a Lawyers Weekly No. ending with the number "94."

CASE#	NO.	VOL.	CUM	ISS.
PGS.	PGS.	ISSUE	PG.	DATE
		NO.	NO.	
(BEMS-BPPA) AND AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, COUNCIL 93, AFL-CIO				
IN THE MATTER OF: CITY OF BOSTON AND BOSTON POLICE SUPERIOR OFFICERS FEDERATION	21-020-94	11	22-39	2053 6/13
IN THE MATTER OF: CITY OF FALL RIVER AND FALL RIVER POLICE ASSOCIATION	21-001-94	19	22-23	1228 2/21
IN THE MATTER OF: CITY OF MALDEN AND LOCAL 902, MALDEN FIREFIGHTERS, IAFF	21-008-94	15	22-32	1692 4/25
IN THE MATTER OF: CITY OF PEABODY AND AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, COUNCIL 93, AFL-CIO	21-016-94	11	22-36	1905 5/23
IN THE MATTER OF: CITY OF QUINCY AND QUINCY POLICE SUPERIOR OFFICERS ASSOCIATION	21-007-94	14	22-32	1692 4/25
IN THE MATTER OF: CITY OF SOMERVILLE AND SOMERVILLE MUNICIPAL EMPLOYEES UNION	21-019-94	12	22-36	1905 5/23
IN THE MATTER OF: COMMONWEALTH AND SERVICE EMPLOYEES INTERNATIONAL UNION, LOCAL 509	21-053-93	7	22-23	1235 2/21
IN THE MATTER OF: COMMONWEALTH OF MA, COMMISSIONER OF ADMINISTRATION AND FINANCE AND MA ORGANIZATION OF STATE ENGINEERS AND SCIENTISTS	21-024-94	13	22-39	2053 6/13
IN THE MATTER OF: ESSEX COUNTY AND TRUCK DRIVERS, CHAUFFEURS AND HELPERS UNION, TEAMSTERS LOCAL 42	21-009-94	15	22-36	1904 5/23
IN THE MATTER OF: ESSEX COUNTY MANAGEMENT ASSOCIATION AND ESSEX COUNTY	21-012-94	5	22-36	1905 5/23
IN THE MATTER OF: MASS. BAY TRANSPORTATION AUTHORITY AND OFFICE AND PROFESSIONAL EMPLOYEES INTERNATIONAL UNION, LOCAL 453	21-018-94	7	22-36	1905 5/23
IN THE MATTER OF: MASSACHUSETTS TURNPIKE AUTHORITY AND FORTIER	21-002-94	18	22-23	1235 2/21
IN THE MATTER OF: MASSASOIT GREYHOUND ASSOCIATION AND GILMAN	21-006-94	25	22-32	1692 4/25
IN THE MATTER OF: QUINCY SCHOOL COMMITTEE AND TEAMSTERS, LOCAL 380 AND QUINCY PUBLIC SCHOOL BUS DRIVERS ASSOCIATION	21-052-93	12	22-21	1111 2/7
IN THE MATTER OF: SOMERVILLE HOUSING AUTHORITY AND SERVICE EMPLOYEES INTERNATIONAL UNION LOCAL 254, AFL-CIO, CLC	21-004-94	13	22-32	1692 4/25
IN THE MATTER OF: SUFFOLK COUNTY HOUSE OF CORRECTION, SOUTH COVE AND AFSMCE, COUNCIL 93, AFL-CIO	21-003-94	16	22-32	1692 4/25
IN THE MATTER OF: TAUNTON SCHOOL COMMITTEE AND MERENDA	21-048-93	32	22-21	1111 2/7

■ CONTINUED ON PAGE 40

LEGAL AND DOCUMENT MANAGEMENT SOFTWARE

**** Timekeeping & Billing Systems**

**** Case Management-Litigation Support**

**** Document Imaging/Storage/Retrieval**

**** Word Processing**

**** Networking**

MICRO MANAGEMENT TECH., INC.



617-731-3737

**** QUALITY SOLUTIONS TO LAW FIRMS FOR 13 YEARS ****

CONSULTING—INSTALLATION—TRAINING—SUPPORT

For Courtroom Visuals, Nothing Beats

BIG COLOR.

Present your case more effectively with large-scale (and sensibly priced) Color Photo Prints and Digital Color Output from the Big Color specialists. We make Reprochrome™ Photo Prints up to 4 by 8 feet directly from photographs, charts, and graphics - in 24 hours. We also print computer files as brilliant PostScript® Color Output in sizes up to 3.5 by 8 feet.

We'll deliver the entire presentation, along with smaller color handouts for the judge and jury, right to your door—on time and on budget. Call us at 800-747-3776 and ask for our legal portfolio and price lists.

DigitalGraphics

PhotoGraphics

SignGraphics

CopyGraphics

charrette ProGraphics™

Images At Work!

Case Name Index

Case Name Index

This index lists all court and agency decisions which were digested in Lawyers Weekly during the first six months of 1994.

The cases are indexed alphabetically under the court or agency which issued the ruling.

• To locate a digest in Lawyers Weekly using this index:

1. Find the issue date in the fifth column.
2. Go to that issue.
3. Find the cumulative page in the fourth column.
4. Go to that page.

• To order the full text of a case from this index:

1. Find the Lawyers Weekly No. in the first column.
2. Dial our automated opinion service (1-800-933-5594).
3. Punch in the Lawyers Weekly No. when it is requested.

CASE#	NO.	VOL.	CUM.	ISS.
PGS.	PGS.	PG.	PG.	DATE
		NO.	NO.	

■ CONTINUED FROM PAGE 39

21 LABOR RELATIONS COMMISSION continued

IN THE MATTER OF: TOWN OF BROOKLINE AND BROOKLINE SCHOOL COMMITTEE AND BROOKLINE FIREFIGHTERS LOCAL 950, IAFF, AND BROOKLINE EDUCATORS ASSOCIATION/MTA/NEA	21-021-94	44	22-39	2053	6/13
IN THE MATTER OF: TOWN OF FALMOUTH AND FALMOUTH POLICE SUPERIOR OFFICERS FEDERATION	21-023-94	11	22-39	2053	6/13
IN THE MATTER OF: TOWN OF FRAMINGHAM AND INTERNATIONAL BROTHERHOOD OF POLICE OFFICERS	21-022-94	11	22-39	2053	6/13
IN THE MATTER OF: TOWN OF HALIFAX AND INTERNATIONAL ASSOCIATION OF FIREFIGHTERS, LOCAL 3159	21-053-93	14	22-21	1111	2/7
IN THE MATTER OF: TOWN OF PLAINVILLE AND UNITED STEELWORKERS OF AMERICA, AFL-CIO	21-010-94	55	22-36	1904	5/23
IN THE MATTER OF: TOWN OF WINCHENDON AND AFSCME, COUNCIL 93, AFL-CIO	21-013-94	6	22-36	1905	5/23
IN THE MATTER OF: TRUSTEES OF HEALTH & HOSPITALS OF THE CITY OF BOSTON AND CHESTER SZCZESNY AND LOCAL 285, SERVICE EMPLOYEES INTERNATIONAL UNION, AFL-CIO	21-011-94	10	22-36	1904	5/23
IN THE MATTER OF: WOODS HOLE, MARTHA'S VINEYARD AND NANTUCKET STEAMSHIP AUTHORITY AND SOUTHEAST MASS. MARITIME ASSOCIATION AND DISTRICT NO.4 - NMU/MEBA, AFL-CIO	21-017-94	51	22-36	1905	5/23

22 MASSACHUSETTS COMMISSION AGAINST DISCRIMINATION

BARBOSA V. HUB FOLDING BOX CO.	22-050-93	8	22-21	1111	2/7
BELCHER V. ALMEIDA REST HOME	22-007-94	10	22-32	1693	4/25
BERTELLI V. STAFFING NETWORK INC.	22-47-93	14	22-16	909	1/10
BIEG V. CATHEDRAL HIGH SCHOOL	22-011-94	17	22-34	1808	5/9
CANUEL V. MENTAVIOS	22-003-94	10	22-30	1590	4/11
CHARLES V. CHILDREN'S HOSPITAL	22-005-94	14	22-29	1541	4/4
CRAYTON V. GENERAL ELECTRIC CO.	22-006-94	12	22-30	1592	4/11
DOOLITTLE V. EYE WORLD CO.	22-002-94	17	22-27	1434	3/21
FISKE V. R.P. LIQUOR INC.	22-004-94	17	22-29	1541	4/4
IODICE V. MOTOR PARTS INC.	22-004-94	17	22-29	1541	4/4
JOSHI V. NEW BEDFORD DEPARTMENT OF PUBLIC WORKS	22-048-93	10	22-21	1111	2/7
KANTROVITZ V. SHARON MEMORIAL PARK	22-013-94	16	22-38	2009	6/6
LANE V. LAMINATED PAPERS INC.	22-001-94	19	22-23	1235	2/21
LORRAIN V. IRISH ALE HOUSE	22-012-94	13	22-36	1905	5/23
LUNGELOW V. CITY OF BOSTON PENAL INSTITUTIONS DEPARTMENT	22-010-94	2	22-34	1808	5/9
MADDERN V. TOWN OF FALMOUTH HARBORMASTER WATERWAY DEPARTMENT	22-049-93	22	22-17	957	1/17
RICHARDSON V. BROWN REALTY	22-051-93	16	22-21	1112	2/7
SANCHEZ V. FRATERNAL ORDER OF EAGLES, CLUB 148	22-009-94	13	22-33	1744	5/2
SHRIBER V. CLINICAL INFORMATION ADVANTAGES INC.	22-008-94	18	22-32	1693	4/25
THOMAS V. NICHOLAS	22-052-93	13	22-21	1112	2/7

24 MBA ETHICS COMMITTEE

MBA ETHICS COMMITTEE OPINION NO. 1994-1	24-001-94	2	22-19	1009	1/24
MBA ETHICS COMMITTEE OPINION NO. 1994-2	24-002-94	2	22-24	1279	2/28
MBA ETHICS COMMITTEE OPINION NO. 1994-3	24-003-94	2	22-19	1009	1/24
MBA ETHICS COMMITTEE OPINION NO. 1994-4	24-004-94	3	22-28	1493	3/28
MBA ETHICS COMMITTEE OPINION NO. 1994-5	24-005-94	2	22-28	1495	3/28
MBA ETHICS COMMITTEE OPINION NO. 1994-6	24-006-94	3	22-28	1495	3/28

25 DEPARTMENT OF INDUSTRIAL ACCIDENTS

IN RE: BIRT, MICHAEL	25-013-94	4	22-30	1593	4/1
IN RE: BRUNETTI, KATHLEEN	25-009-94	3	22-29	1542	4/4
IN RE: CHASE, ALTON	25-019-94	8	22-37	1954	5/30
IN RE: DEFLURIN, WILLIAM	25-002-94	6	22-21	1113	2/7
IN RE: DONAHUE, GARY W.	25-005-94	31	22-24	1280	2/28
IN RE: GEBEYAN, THERESA	25-012-94	9	22-30	1593	4/11
IN RE: HOFFMAN V. MBTA	25-001-94	10	22-21	1112	2/7
IN RE: JONES, RUTH LOCKARD	25-037-93	6	22-17	963	1/17
IN RE: KITMACHER, ALBERT	25-020-94	3	22-39	2054	6/13
IN RE: LEMANSKI, ROBERT W.	25-003-94	5	22-24	1279	2/28

IN RE: MARCONI, ROBERT	25-021-94	3	22-39	2054	6/13
IN RE: MCCARTHY, JAMES F.	25-010-94	2	22-27	1434	3/21
IN RE: MURPHY, WILLIAM H.	25-022-94	4	22-41	2158	6/27
IN RE: NAGIGAN, LEON	25-014-94	5	22-33	1744	5/2
IN RE: NESLY, NICOLAS	25-035-93	7	22-17	957	1/17
IN RE: PIZZANO, LOUIS	25-004-94	19	22-22	1178	2/14
IN RE: PONPI, JOHN T., SR.	25-016-94	6	22-34	1808	5/9
IN RE: RAMOS, MANUEL	25-008-94	6	22-28	1495	3/28
IN RE: RICH, DONALD	25-038-93	31	22-16	909	1/10
IN RE: RICHARD, RENE	25-015-94	7	22-34	1808	5/9
IN RE: RUSSO, RICHARD	25-006-94	18	22-24	1280	2/28
IN RE: SILVEIRA, MANUEL	25-017-94	4	22-36	1905	5/23
IN RE: TIGANO, GABRIELLA	25-018-94	6	22-37	1953	5/30
IN RE: VAN NOSTRAND, ROBERT	25-007-94	4	22-27	1434	3/21
IN RE: VESCOIO, GREGORY	25-011-94	7	22-30	1592	4/11

26 DEPARTMENT OF ENVIRONMENTAL PROTECTION

IN THE MATTER OF: JOHNSON, J. SEWARD, JR.	26-015-93	6	22-17	964	1/17
IN THE MATTER OF: OXFORD HOUSING AUTHORITY	26-001-94	23	22-24	1280	2/28
IN THE MATTER OF: SUGHRUE, RICHARD	26-002-94	19	22-34	1808	5/9

27 OTHER AGENCIES

FELDER V. DEPARTMENT OF PUBLIC WELFARE	27-002-94	21	22-24	1281	2/28
IN RE: ASKINAZI, CLIFFORD	27-032-93	3	22-17	964	1/17
IN RE: BELBIN, CATHERINE	27-033-93	3	22-17	964	1/17
IN RE: BLOOD, SARAH SALVO	27-012-94	5	22-30	1595	4/11

IN RE: BLOOD, SARAH SALVO	27-012-94	5	22-32	1693	4/25
IN RE: BOGERT, L. MICHAEL	27-004-94	3	22-24	1281	2/28
IN RE: CROSSEN, MICHAEL K.	27-007-94	6	22-27	1437	3/21
IN RE: DELANEY, JOHN W.	27-041-93	2	22-25	1337	3/7
IN RE: DEVITO, PATRICIA	27-005-94	2	22-24	1281	2/28
IN RE: DUANE, JAMES J. III	27-017-94	6	22-37	1954	5/30
IN RE: FORMAN, PETER	27-011-94	2	22-30	1595	4/11
IN RE: GANNON, PAUL J.	27-019-94	2	22-37	1954	5/30
IN RE: GUERRIERO, PATRICK	27-013-94	5	22-32	1693	4/25
IN RE: HEALY, ROBERT W.	27-045-93	4	22-32	1694	4/25
IN RE: KEAN, BRIAN	27-016-94	2	22-34	1808	5/9
IN RE: KILEY, THOMAS R.	27-040-93	3	22-27	1437	3/21
IN RE: KIRBY, EDWARD P.	27-006-94	3	22-24	1281	2/28
IN RE: KLECKNER, MELVIN A.	27-010-94	3	22-30	1595	4/11
IN RE: LONGAN, MARK F.	27-042-93	2	22-25	1337	3/7
IN RE: LYNCH, MARGARET	27-044-93	2	22-27	1437	3/21
IN RE: MARUCA, JOSEPH V.	27-039-93	6	22-24	1283	2/28
IN RE: MCCUE, ARTHUR B.	27-008-94	3	22-27	1437	3/21
IN RE: PHELAN, JOHN TIMOTHY	27-003-94	3	22-24	1281	2/28
IN RE: POOR, PATRICK M.	27-036-93	3	22-19	1009	1/24
IN RE: RAYMOND L. FLYNN COMMITTEE	27-014-94	5	22-32	1694	4/25
IN RE: ROAF, PETER	27-001-94	3	22-24	1281	2/28
IN RE: SADY, MICHAEL P.	27-038-93	4	22-19	1010	1/24
IN RE: SHAEVEL, WILLIAM H.	27-009-94	2	22-29	1542	4/4
IN RE: SOINI, SULO A.	27-043-93	2	22-25	1337	3/7
IN RE: SYLVIA, ROBERT F.	27-035-93	2	22-17	964	1/17
IN RE: TREMBLE, JAMES E.	27-018-94	4	22-37	1954	5/30
IN RE: VITRAC, DOROTHEA	27-037-93	2	22-17	964	1/17
IN RE: WINSLOW, DANIEL B.	27-034-93	3	22-16	909	1/10
P.J. GEAR & SONS INC. V. DIVISION OF ADMINISTRATIVE	27-015-94	6	22-32	1694	4/25

Case Subject Index

THE SUBJECTS COVERED

This index lists by topic cases from courts and administrative agencies which have been digested in Lawyers Weekly. Each case summary is listed under a major subject heading. The major subject headings used are:

Administrative
Admiralty
Agency And Partnership
Antitrust
Appeals
Arbitration
Attorneys
Bankruptcy
Banks And Banking
Civil Practice
Civil Rights
Commercial
Conflict Of Interest
Constitutional
Consumer Protection

Contract
Copyright
Corporate
Criminal Law
Damages
Domestic Relations
Education
Elections
Employment
Environmental
Evidence
Forfeiture
Fraud
Freedom Of Information
Habeas Corpus
Immigration
Insurance
Judges
Jurisdiction
Jury And Jurors
Juvenile
Labor

Landlord And Tenant
Licenses And Permits

Mortgages
Motor Vehicles
Municipal
Negligence
Parent And Child
Patent And Trademark
Prisons
Products Liability
Public Utilities
Real Property
Retirement
RICO
Search And Seizure
Securities
Social Services
Taxation
Tort
Unemployment Compensation
Wills And Trusts
Workers' Compensation
Zoning

CASE#	NO.	VOL.	CUM.	ISS.
PGS.	PGS.	PG.	PG.	DATE
		NO.	NO.	

ADMINISTRATIVE

APPEAL OF CIVIL SERVICE	12-090-94	3	22-32	1690	4/25
COMMISSION DECISION - PROVIDING OF TRANSCRIPT	27-015-94	6	22-32	1694	4/25
CHANGE ORDER - REMOVAL OF TOILET PARTITION DOORS	10-262-93	10	22-16	843	1/3
CHIEF PROBATION OFFICER POSITION - REJECTION OF CANDIDATE	01-064-94	10	22-28	1468	3/28
DEPARTMENT OF COMMERCE - FINE - 'RAISE-OR-WAIVE' RULE	11-111-94	9	22-36	1896	5/23
EXHAUSTION OF ADMINISTRATIVE REMEDIES - CHILD WITH LEARNING DISABILITIES	12-103-94	4	22-34	1803	5/9
GAS STATION - DENIAL OF REQUEST TO INCREASE SELF-SERVICE ISLANDS	02-030-94	12	22-27	1412	3/21
INTERCEPTION AND RECORDING OF AGENCY EMPLOYEE'S TELEPHONE CONVERSATION	11-021-94	8	22-20	1042	1/31
MOTION TO PRESENT ADDITIONAL EVIDENCE - SEX DISCRIMINATION CASE	12-319-93	13	22-20	1057	1/31
'PADDED JAW TRAP' REGULATION - INVALIDITY	01-113-94	13	22-34	1783	5/9

ADMIRALTY

ADDITION OF GOVERNMENT TO SUIT AS DEFENDANT - STATUTES OF LIMITATIONS	01-033	10	22-22	1148	2/14
DAMAGES - UNSEAWORTHINESS ACTION - NONFATAL ACCIDENT	05-014-94	26	22-32	1679	4/25
MAINTENANCE AND CURE - FAILURE TO PAY - PUNITIVE DAMAGES AND ATTORNEY'S FEES	01-152-94	14	22-41	2141	6/27
PERSONAL INJURIES TO BOAT OPERATOR'S GUESTS - NO LIABILITY ON PART OF VESSEL OWNER	12-130-94	7	22-37	1950	5/30

AGENCY AND PARTNERSHIP

DISSOLUTION OF ACCOUNTING PARTNERSHIP - VALUATION OF CAPITAL ACCOUNT	01-078-94	25	22-29	1521	4/4
--	-----------	----	-------	------	-----

ANTITRUST

ROBINSON-PATMAN ACT - 'PERSON' - SHERMAN ACT - PRICE FIXING	01-140-94	23	22-39	2033	6/13
STANDING - CHALLENGE TO NATIONAL FOOTBALL LEAGUE RULE					

APPEALS

CHALLENGE TO ABUSE PREVENTION ORDER - STANDING	10-041-94	4	22-25	1320	3/7
FAILURE TO FILE BRIEFS	13-037-94	4	22-34	1807	5/9
INEXCUSABLE DELAY - SUIT AGAINST PRIOR OWNER - MISPLACED SEPTIC SYSTEM	13-016-94	8	22-27	1431	3/21
TIMELINESS - NO 'EXCUSABLE' NEGLIGENCE	01-039-94	10	22-23	1208	2/21
TIMELINESS OF NOTICE OF APPEAL	01-142-94	16	22-39	2033	6/13

ARBITRATION

CLAIMS AGAINST CORPORATE OFFICER IN INDIVIDUAL CAPACITY	01-105-94	29	22-34	1781	5/9
CLARIFIED AWARD - CONFIRMATION	02-018-94	9	22-23	1213	2/21
IMPARTIALITY - MISCONDUCT BY PARTIES	12-055-94	8	22-28	1488	3/28
RES JUDICATA - BINDING EFFECT ON SUPERIOR COURT - EMPLOYEE'S DEFAMATION CLAIM	12-099-94	9	22-34	1802	5/9

ATTORNEYS

ASSIGNMENT OF CLIENT'S CAUSE OF ACTION - CHAMPERTY	12-021-94	18	22-23	1226	2/21
BOARD OF BAR OVERSEERS - DISMISSAL OF COMPLAINT - FRIVOLOUS APPEAL	10-073-94	7	22-31	1640	4/18
CELLULAR PHONES - DISCUSSION OF CONFIDENTIAL INFORMATION	24-005-94	2	22-28	1495	3/28
CONTINGENT FEE AGREEMENT - DELINQUENT CHILD SUPPORT PAYMENTS	24-004-94	3	22-28	1493	3/28
CORPORATE DOCUMENTS PROVIDED BY INFORMANT - USE BY GOVERNMENT LAWYER	24-006-94	3	22-28	1495	3/28
COURT-APPOINTED COUNSEL - WITHDRAWAL - DEFENDANT'S ABANDONMENT OF COURT-APPOINTED COUNSEL	10-004-94	5	22-16	895	1/10
DEVELOPER'S CONSUMER PROTECTION CLAIM - FAILURE TO DISCOVER EXISTENCE OF LAW	12-120-94	6	22-36	1900	5/23
DISBURSEMENT OF ESTATE FUNDS - KNOWLEDGE OF INTENDED DIVERSION - SURETY OF ADMINISTRATRIX'S BOND	24-003-94	2	22-19	1009	1/24
DISCIPLINE - CHARGING FOR UNNECESSARY SERVICES	10-031-94	14	22-23	1224	2/21

Case Subject Index

CASE#	NO.	VOL.	CUM	ISS.	CASE#	NO.	VOL.	CUM	ISS.		
PGS.	ISSUE	PG.	DATE		PGS.	ISSUE	PG.	DATE			
NO.	NO.	NO.			NO.	NO.	NO.				
ATTORNEYS continued											
DISCIPLINE - DEMANDING EXCESSIVE FEE FOR UNNECESSARY SERVICES - APPELLATE MATTERS	10-030-94	14	22-23	1223	2/21	DISMISSAL - MOTION FOR RECONSIDERATION	03-007-94	5	22-23	1216	2/21
DISQUALIFICATION MOTION - FORMER CITY COUNSEL	12-151-94	7	22-39	2049	6/13	DISMISSAL OF CHAPTER 11 CASE - TERMINATION OF AUTOMATIC STAY	03-033-94	8	22-35	1849	5/16
FEES - EGREGIOUS MISCONDUCT BY ATTORNEY	12-048-94	10	22-28	1484	3/28	EDMARKED FUNDS - NO VOIDABLE PREFERENTIAL OR FRAUDULENT TRANSFER	03-024-94	23	22-32	1677	4/25
FEES - ENFORCEMENT OF PROMISSORY NOTE AND MORTGAGE	12-035-94	6	22-26	1366	3/14	EMPLOYMENT OF COUNSEL NUNC PRO TUNC	03-039-94	3	22-38	1994	6/6
FEES - EXCESSIVENESS - REDUCTION	02-066-94	5	22-32	1676	4/25	EXECUTORY CONTRACT - NO ASSUMPTION OR REJECTION - RESTITUTION FOR SERVICES RENDERED	03-011-94	23	22-25	1316	3/7
FEES - SUCCESSFUL APPEAL BY TENANTS	10-042-94	10	22-25	1321	3/7	EXEMPT PROPERTY - AVOIDANCE OF JUDICIAL LIENS TO PRESERVE EXEMPTION	03-064-93	4	22/17	945	1/17
FEES INCURRED AFTER SUMMARY JUDGMENT AWARD	13-018-94	6	22-27	1434	3/21	EXEMPTION - PURCHASE MONEY SECURITY INTEREST - VALIDITY	03-059-93	4	22-16	840	1/3
'FREQUENT FLYER' MILES - DISCLOSURE TO CLIENTS	24-001-94	2	22-19	1009	1/24	FAILURE TO PAY SANCTION - REMEDY	03-004-94	3	22-22	1158	2/14
'GAG ORDER' - INVASION OF PRIVACY SUIT	12-300-93	7	22-17	949	1/17	FIDUCIARY - DEFALCATION - HEALTH PLAN TRUSTEE - SANCTION FOR DISCOVERY ABUSES	03-030-94	25	22-34	1788	5/9
LAW FIRM'S CLAIM AGAINST DEPARTING ATTORNEY - 'PIRATING' CLIENT	13-035-94	6	22-34	1806	5/9	HOMESTEAD EXEMPTION - DEBTS	03-071-93	7	22-21	1104	2/7
LEGAL MALPRACTICE - FIDUCIARY DUTY TO NONCLIENTS IN REPRESENTATION OF CLOSE CORPORATIONS	11-117-94	19	22-37	1949	5/30	HOMESTEAD EXEMPTION - OBJECTION - TIMELINESS	02-054-94	3	22-31	1626	4/18
LEGAL SERVICES - SUIT AGAINST GOVERNOR AND CPCS	12-074-94	7	22-31	1643	4/18	INDEMNIFICATION CLAIM AGAINST CODEFENDANT DEBTOR - DISCHARGEABILITY	01-040-94	10	22-23	1208	2/21
MALPRACTICE - ATTORNEYS FOR CREDIT UNION	02-075-94	10	22-33	1728	5/2	'IPSO FACTO' CLAUSE - CONVERSION OF GENERAL PARTNERSHIP INTEREST	03-040-94	13	22-39	2040	6/13
MALPRACTICE - MOTION IN LIMINE - ETHICAL VIOLATIONS	12-315-93	6	22-24	1272	2/28	LATE PROOF OF CLAIM - UNPAID PRE-PETITION TAXES	03-042-94	6	22-39	2040	6/13
MALPRACTICE ACTION - OUT-OF-STATE ATTORNEYS - JURISDICTION	02-118-94	13	22-41	2143	6/27	LIENS - PRIORITY	03-069-93	34	22-21	1102	2/7
MALPRACTICE SUIT - DEPOSITION QUESTIONS	12-085-94	6	22-32	1688	4/25	MORTGAGE ON CHAPTER 13 DEBTORS' TWO-FAMILY HOME - MODIFICATION	03-037-94	14	22-38	1993	6/6
NO DUTY OWED TO NON-CLIENT - ALLEGED MISREPRESENTATIONS BY COUNSEL	12-083-94	7	22-32	1667	4/25	MOTION FOR CLASS CERTIFICATION - PERSONAL INJURIES	03-014-94	8	22-25	1315	3/7
NOMINEE TRUST - DUTY TO BENEFICIARY	12-059-94	8	22-28	1489	3/28	MOTION TO DISCHARGE MUNICIPAL LIENS - SERVICE OF PROCESS	03-035-94	5	22-35	1850	5/16
RULE 11 SANCTION - ATTORNEYS' FEES - GROUNDESS COMPLAINT	01-073-94	19	22-29	1520	4/4	MOTION TO DISQUALIFY COUNSEL - INITIAL CONSULTATION WITH DEBTOR'S EX-WIFE	03-026-94	5	22-32	1678	4/25
TITLE SEARCH AND CERTIFICATION - ENCUMBRANCE ON ADJACENT PARCEL	12-012-94	3	22-21	1110	2/7	MOTIONS TO AMEND JUDGMENT OR FOR NEW TRIAL - DEFALCATION - FIDUCIARY CAPACITY	03-012-94	4	22-23	1218	2/21
TOWN COUNSEL - REPRESENTATION OF BOARD OF SELECTMEN IN SUIT AGAINST MUNICIPAL AGENCY	24-002-94	2	22-24	1279	2/28	NONDISCHARGEABILITY OF FRAUD JUDGMENT - COLLATERAL ESTOPPEL - G.L.c. 93A AWARD	03-034-94	16	22-35	1849	5/16
UNPAID FEES - RIGHT TO REACH AND APPLY CLIENT'S RIGHT TO PAYMENT FROM OPPOSING LITIGANT	12-016-94	9	22-23	1225	2/21	ORDER GRANTING MOTION FOR RELIEF FROM STAY - PRECLUSIVE EFFECT	03-003-94	6	22-22	1157	2/14
BANKRUPTCY											
ADEQUATE PROTECTION - DEBTORS' USE OF COLLATERAL	03-029-94	16	22-33	1729	5/2	POSTPETITION TRANSFERS - UNTIMELY COMPLAINT BY TRUSTEE - NO FRAUDULENT CONCEALMENT	03-043-94	11	22-39	2040	6/13
ATTORNEY'S FEES - DISCHARGEABILITY	03-032-94	10	22-35	1848	5/16	PREFERENTIAL TRANSFER - LATE PAYMENTS TO CONTRACTOR - NOT 'ORDINARY'	03-016-94	23	22-25	1316	3/7
AVOIDANCE OF JUDICIAL LIEN - CHAPTER 13 - §506	03-023-94	13	22-31	1633	4/18	PREPETITION LEGAL FEE - VIOLATION OF AGREEMENT WITH HOUSING AGENCY	03-001-94	9	22-19	988	1/24
BANK ACCOUNT - ATTACHMENT BY TRUSTEE PROCESS	03-031-94	10	22-34	1788	5/9	PROMISSORY NOTE - BALANCE DUE - EQUITABLE SUBORDINATION	03-017-94	23	22-25	1315	3/7
CIVIL ACTION FOR FRAUD AND CONVERSION - SIMULTANEOUS CRIMINAL PROCEEDING - STAY	03-066-93	7	22/17	945	1/17	PROOF OF CLAIM - LATENESS	02-006-94	6	22-21	1102	2/7
COLLATERAL - AUTHORIZATION TO REPOSSESS	03-025-94	6	22-32	1677	4/25	REACH AND APPLY ACTION - AUTOMATIC STAY	03-068-93	18	22-17	946	1/17
CONVERSION FROM CHAPTER 7 TO CHAPTER 13 - NONDISCLOSURE OF ASSET	03-010-94	8	22-23	1218	2/21	REAL ESTATE ATTACHMENT - PREFERENCE AVOIDANCE RIGHTS	03-002-94	7	22-21	1105	2/7
CONVERSION OF CHAPTER 7 CASE TO CHAPTER 13 - TURNOVER OF SETTLEMENT PROCEEDS	03-008-94	9	22-23	1216	2/21	REAL ESTATE TAX LIABILITY - REQUEST FOR REDETERMINATION	02-099-94	24	22-38	1988	6/6
COUNSEL FEES - DENIAL - CONFLICT OF INTEREST	01-068-94	19	22-28	1468	3/28	REAL PROPERTY - EQUITY OF REDEMPTION	03-036-94	4	22-35	1850	5/16
DEBTOR'S DAMAGES AGAINST BANK - FDIC RECEIVERSHIP	03-022-94	22	22-28	1477	3/28	RECEIVER - AUTHORITY TO FILE CHAPTER 11 PETITION	03-038-94	20	22-38	1992	6/6
DEBTOR'S OBLIGATION TO PAY EX-WIFE'S MORTGAGE - DISCHARGEABILITY	03-020-94	6	22-28	1476	3/28	REMAND - CLAIMS AGAINST DEBTOR AND NON-DEBTOR DEFENDANTS	03-053-93	26	22-16	839	1/3
DEBTOR'S WIFE'S WITHDRAWALS FROM JOINT ACCOUNTS - NO FRAUDULENT TRANSFER	03-018-94	14	22-27	1415	3/21	REMAND OF SECURITIES FRAUD ACTION AGAINST NON-DEBTOR - NO NEXUS TO CORE PROCEEDING	03-028-94	12	22-32	1678	4/25
DISCHARGE - FRAUD - FAILURE TO REPORT DISBURSEMENT OF IRA	03-009-94	13	22-23	1217	2/21	REORGANIZATION PLAN - PROPERTY VALUE	03-067-93	5	22-17	946	1/17
DISCHARGEABILITY - INCOME TAXES	03-070-93	5	22-21	1103	2/7	RES JUDICATA - DISMISSAL OF TRUSTEE'S FRAUDULENT CONVEYANCE CLAIM - BINDING EFFECT ON CREDITORS	03-065-93	7	22-17	945	1/17

Case Subject Index

Case Subject Index

This index lists all court and agency decisions which were summarized in Lawyers Weekly during the first six months of 1994 by specific subject matter under more general subject categories.

• To locate a digest in Lawyers Weekly using this index:

1. Find the issue date in the fifth column.
2. Go to that issue.
3. Find the cumulative page in the fourth column.
4. Go to that page.

• To order the full text of a case from this index:

1. Find the Lawyers Weekly No. in the first column.
2. Dial our automated opinion service (1-800-933-5594).
3. Punch in the Lawyers Weekly No. when it is requested.

CASE#	NO.	VOL.	CUM.	ISS.
PGS.	PGS.	PGS.	PGS.	DATE

■ CONTINUED FROM PAGE 41

BANKS AND BANKING continued

BY PUERTO RICO INSURANCE COMMISSIONER				
FDIC'S TERMINATION OF MORTGAGE SERVICING AGREEMENT - FAILURE TO COMPLY WITH MANDATORY CLAIM PROCEDURE	02-010-94	15	22-22	1156 2/14
FIRREA - FAILURE TO FILE TIMELY ADMINISTRATIVE CLAIM	02-182-93	14	22-17	937 1/17
FRAUDULENT CONVEYANCE OF PROPERTY - SUFFICIENCY OF EVIDENCE	01-001-94	17	22-16	886 1/10
GARNISHMENT - EXEMPTIONS	02-190-93	6	22-21	1100 2/7
GUARANTORS OF LOAN - DEFAULT - RHODE ISLAND LAW	02-008-94	14	22-22	1156 2/14
LENDER LIABILITY - REMOVAL OF STATE ACTION - NO G.L.c. 93A LIABILITY UNDER 'DOENCH' DOCTRINE	01-024-94	15	22-21	1088 2/7
LOAN - DEFAULT - CONSTRUCTION DEADLINE - 'DOENCH' DOCTRINE	02-050-94	15	22-31	1625 4/18
LOAN GUARANTY - INDEMNITY FOR PREPAYMENT LOSS TO BANK - NEW YORK LAW	12-013-94	8	22-22	1172 2/14
LOANS TO PARTNER - AUTHORITY TO BIND PARTNERSHIP - JOINT AND SEVERAL LIABILITY	12-082-94	7	22-31	1647 4/18
NOMINEE TRUST - LIABILITY OF BENEFICIARIES - DEFAULT ON PROMISSORY NOTE	12-022-94	12	22-24	1273 2/28
PARTICIPATION AGREEMENT - CEASE AND DESIST ORDER - BUYERS' SUCCESSION TO SELLER'S RIGHTS	02-086-94	8	22-34	1788 5/9
PARTICIPATION AGREEMENT - RESTRUCTURING OF LOAN AFTER DEFAULT	05-053-93	28	22-16	841 1/3
PENSION BENEFIT CLAIM - POST-INSOLVENCY INTEREST	02-191-93	2	22-21	1101 2/7
PROMISSORY NOTE DEFICIENCY - AFFIRMATIVE DEFENSES - 'DOENCH, DUHME'	02-034-94	19	22-27	1413 3/21
TRUTH IN LENDING ACT - DISCLOSURE OF MORTGAGE BROKER'S FEE VIOLATION OF 'WORKOUT'	12-317-93	6	22-24	1273 2/28
ATTACHMENT OF LIS PENDENS - G.L.c. 93A - DEFAULT JUDGMENT	02-017-94	28	22-22	1152 2/14

CIVIL PRACTICE

APPEAL - BREACH OF CONTRACT DEFENDANT	11-008-94	6	22-19	994 1/24
APPEAL - SEX OFFENDER	10-008-94	7	22-19	992 1/24
ATTORNEY-CLIENT PRIVILEGE - WAIVER	12-316-93	12	22-24	1273 2/28
CONSTITUTIONAL QUESTION - RIPENESS	11-085-94	2	22-30	1585 4/11
CONTEMPT - ORDER TO VACATE PREMISES	16-011-94	6	22-32	1691 4/25
CONTEMPT - REINSTATEMENT OF DETECTIVE - SERVICE REVOLVER	10-048-94	10	22-27	1421 3/21
CONTINUANCE TO CONDUCT DISCOVERY - ANTITRUST ACTION - COMPUTER COMPANIES	05-002-94	15	22-23	1219 2/21
DEFAULT JUDGMENT - EXCUSABLE NEGLIGENCE - INACTION OF COUNSEL	13-049-94	8	22-40	2107 6/20
DEFAULT JUDGMENT - MOTION TO REMOVE TO SUPERIOR COURT	13-027-94	19	22-30	1586 4/11
DEFAULT JUDGMENT - TRADEMARK INFRINGEMENT - INJUNCTION - COUNSEL FEES	02-077-94	9	22-33	1728 5/2
DEFAULT JUDGMENT AGAINST TOWN - DAMAGES - BINDING EFFECT OF AD DAMNUM CLAUSE	11-099-94	11	22-33	1740 5/2
DETERMINATION OF INDIGENCY - MLAC	10-049-94	8	22-27	1421 3/21
DISCOVERY - DEPOSITION - RELEVANCE	02-032-94	3	22-27	1413 3/21
DISCOVERY - FAILURE TO PRODUCE DOCUMENTS - DISMISSAL AS SANCTION	13-039-94	7	22-36	1902 5/23
DISCOVERY - HOSPITAL RECORDS - 'MEDICAL PEER REVIEW PRIVILEGE'	12-039-94	7	22-26	1369 3/14
DISCOVERY - MENTAL HEALTH RECORDS - DEFENSE COUNSEL'S ACCESS	12-290-93	5	22-17	952 1/17
DISCOVERY - TAPE TRANSCRIPTS	05-055-93	4	22-16	841 1/3
COMPUTER DISCS - CRIMINAL DEFENDANTS				
DISMISSAL OF COMPLAINT - APPEALABLE DECISION - TIMELINESS OF NOTICE OF APPEAL	01-102-94	19	22-34	1780 5/9
DOCUMENT PRODUCTION - PRIVILEGE CLAIM	05-013-94	14	22-31	1633 4/18
DRAFT REPORT - TEN-DAY FILING REQUIREMENT	13-026-94	5	22-30	1586 4/11
DRAFT REPORT NOT 'PROPERLY DOCKETED'	13-046-94	5	22-39	2049 6/13
ENFORCEMENT ORDER - SETTLEMENT	02-031-94	3	22-27	1412 3/21
EXTENSION OF TIME TO OPPOSE	01-107-94	24	22-34	1782 5/9

SUMMARY JUDGMENT MOTION - INCOMPLETE DISCOVERY

FAILURE TO FILE DRAFT REPORT COPIES	13-038-94	5	22-34	1807 5/9
FALSE CLAIMS ACT - 'QUI TAM' ACTION	01-115-94	24	22-35	1840 5/16
FEDERAL COURT CHALLENGE TO STATE COURT DECISION - DENIAL OF DUE PROCESS AND JURY TRIAL - DISMISSAL	02-044-94	13	22-29	1523 4/4
FRIVOLOUS ACTION - CLAIMS PRECLUDED BY PRIOR RULING - ATTORNEY'S FEES	12-034-94	6	22-26	1365 3/14
INTERLOCUTORY APPEAL - ZONING MATTER	11-006-94	8	22-17	948 1/17
JUDICIAL ESTOPPEL - ASSERTION OF CONTRADICTORY POSITIONS IN DIFFERENT PROCEEDINGS	12-075-94	10	22-31	1646 4/18
LIMITATIONS - ACTION AGAINST GUARANTOR - PUERTO RICO LAW	01-026-94	9	22-21	1091 2/7
LIMITATIONS - ACTION AGAINST OPPOSING PARTY'S COUNSEL	12-305-93	5	22-20	1054 1/31
LIMITATIONS - EMPLOYEE - ANXIETY ATTACK	11-020-94	8	22-20	1044 1/31
MOTION FOR JUDGMENT ON PLEADINGS - ALLEGED BREACH OF CONTRACT - CIGARETTE WHOLESALEERS	05-016-94	20	22-34	1789 5/9
MOTION TO AMEND - CONSUMER PROTECTION COUNT	12-036-94	5	22-26	1366 3/14
MOTION TO AMEND - OMITTED COUNTERCLAIMS	12-060-94	5	22-28	1490 3/28
MOTION TO AMEND ANSWER - MISREPRESENTATION AS AFFIRMATIVE DEFENSE	05-043-93	21	22-16	841 1/3
MOTION TO AMEND TO ADD DEFENDANT - MOTION FOR APPROVAL OF ATTACHMENT ON TRUSTEE PROCESS	12-266-93	9	22-16	852 1/3
NO RETROACTIVE APPLICATION OF HOMEOWNERS' LIABILITY FOR CONSTRUCTION ACCIDENTS STATUTE	10-266-93	12	22-16	893 1/10
PERSONAL JURISDICTION - DEFAMATION CLAIM - CALIFORNIA DEFENDANT	01-089-94	26	22-31	1624 4/18
PETITION TO ESTABLISH DRAFT REPORT	13-088-93	4	22-16	860 1/3
PETITION TO ESTABLISH REPORT	13-047-94	4	22-39	2049 6/13
PRELIMINARY INJUNCTION - DISSOLUTION - WAIVED DEFENSE	01-041-94	21	22-23	1209 2/21
REAL ESTATE STATUTE OF REPOSE - MANUFACTURER AS PROTECTED ACTOR	01-383-93	20	22-16	883 1/10
RECOVERY OF COSTS - INDIGENT PLAINTIFF	12-288-93	3	22-17	951 1/17
RELIEF FROM JUDGMENT - ATTACHMENT OF REAL PROPERTY - NO CONSENT TO SETTLEMENT AGREEMENT	13-045-94	9	22-38	2009 6/6
REQUEST FOR STENOGRAPHIC AUDIO TAPES OF TRIAL - FAILURE TO SERVE OPPONENT WITH MOTION	12-159-94	4	22-41	2154 6/27
RES JUDICATA - CHANGE IN PENSION BENEFICIARY	02-181-93	4	22-16	888 1/10
RULE 11 - TIMELINESS	05-007-94	10	22-25	1318 3/7
SETTLEMENT - LEAD COUNSEL'S AUTHORITY TO SETTLE - ATTORNEY-CLIENT PRIVILEGE	12-132-94	21	22-37	1951 5/30
SINGLE JUSTICE - STAY OF PROBATE COURT PROCEEDINGS	11-038-94	3	22-23	1225 2/21
SMALL CLAIMS ACTION - DISMISSAL MOTION	13-019-94	5	22-28	1493 3/28
SMALL CLAIMS APPEAL - DISMISSAL - COUNTERCLAIM	10-084-94	1	22-35	1851 5/16
STATE ETHICS COMMISSION - PRELIMINARY INVESTIGATION - NO AUTHORITY TO ISSUE SUMMONS	10-072-94	17	22-31	1639 4/18
STATUTE OF LIMITATIONS - SUIT BY INVESTORS - 'DISCOVERY' RULE	12-064-94	11	22-29	1534 4/4
STATUTE OF REPOSE - IMPROVEMENT TO REAL PROPERTY	12-036-94	10	22-26	1368 3/14
SUMMARY JUDGMENT - INSURANCE DISPUTE	01-027-94	10	22-21	1090 2/7
TRANSCRIPT COSTS - ORDER	01-390-93	8	22-16	885 1/10
REQUIRING PAYMENT BY ATTORNEY	15-001-94	11	22-22	1177 2/14
TRANSFER OF PROPERTY - RESCISSION	11-140-94	2	22-40	2106 6/20
DISMISSAL MOTION	11-009-94	13	22-19	996 1/24
TRUSTEE PROCESS - PRECLUSIVE EFFECT	11-249-93	2	22-16	845 1/3
UNIFORM SUMMARY PROCESS RULE 2(D)2 - FAILURE TO TIMELY FILE NOTICE TO QUIT - NO DISMISSAL	01-070-94	19	22-29	1519 4/4
VACCINE - RECOVERY UNDER FEDERAL STATUTE - TORT ACTION BY FAMILY MEMBERS	13-017-94	7	22-27	1433 3/21
WARRANT REQUEST - NO FINDINGS OF FACT - ERROR	10-071-94	22	22-31	1638 4/18

CIVIL RIGHTS

ABORTION - INJUNCTION AGAINST CLINIC BLOCKADES	10-071-94	22	22-31	1638 4/18
ACCESS TO RESTAURANT - SERVICE DOG	22-003-94	10	22-30	1590 4/11
ARREST - NO CONSTITUTIONAL VIOLATIONS	02-092-94	12	22-36	1889 5/23
ARREST OF PROTESTOR - SUMMARY JUDGMENT	12-067-94	8	22-29	1537 4/4
ASSAULT BY POLICE OFFICERS DURING ARREST - QUALIFIED IMMUNITY OF SUPERINTENDENT AND MAYOR	01-012-94	17	22-19	985 1/24
DAMAGE CLAIM - WAIVER	01-081-94	13	22-29	1522 4/4
DISCRIMINATION CLAIM - OFFER TO PURCHASE PROPERTY	02-049-94	16	22-31	1624 4/18
EAGLES CLUB - NO STATUS AS PLACE OF PUBLIC ACCOMMODATION	22-009-94	13	22-33	1744 5/2
EFFORTS TO BLOCK PROPERTY DEVELOPMENT - NO THREATS, INTIMIDATION OR COERCION	12-112-94	6	22-35	1864 5/16
HOUSING DISCRIMINATION CLAIM - RACE, SEX, MARITAL STATUS AND STATUS AS RENTAL SUBSIDY RECIPIENT	22-051-93	16	22-21	1112 2/7
HOUSING DISCRIMINATION - REFUSAL TO RENT TO MOTHER OF	22-052-93	13	22-21	1112 2/7

TWO-YEAR-OLD CHILD

INVOLUNTARY RESTRAINT AND ADMISSION TO HOSPITAL - NO ACTION UNDER COLOR OF STATE LAW	01-149-94	16	22-41	2140 6/27
MALICIOUS PROSECUTION - ALLEGEDLY 'TRUMPED UP' COCAINE POSSESSION CHARGES	01-137-94	7	22-39	2032 6/13
POLICE OFFICER - MAYOR'S CONDUCT	02-072-94	15	22-33	1726 5/2
POLICE SHOOTING - SUPERINTENDENTS - SUMMARY JUDGMENT - RULE 54(B)	01-116-94	22	22-35	1841 5/16
POLITICAL DISCRIMINATION CLAIM - TIMELINESS	01-121-94	12	22-36	1888 5/23
PRISON INMATE - HANDLING OF MAIL - PROVIDING OF NUTRITION	02-074-94	11	22-33	1728 5/2
PRISON INMATE - PLACEMENT IN SEGREGATION UNIT	12-271-93	6	22-16	860 1/3
PRISONERS' SUIT - AMBIGUOUS COMPLAINT	02-037-94	27	22-28	1471 3/28
PROTECTIVE CUSTODY - 'DISORDERLY' CONDUCT	01-154-94	22	22-41	2142 6/27
QUALIFIED IMMUNITY - DENIAL - POLICE SHOOTING - STAY OF DISCOVERY	01-132-94	3	22-38	1984 6/6
SCHEDULING OF ADMINISTRATIVE HEARINGS - INTERFERENCE WITH PARADE PREPARATIONS	12-069-94	9	22-31	1644 4/18
\$1983 ACTION AGAINST POLICE OFFICERS - LACK OF PROBABLE CAUSE FOR ARREST - COLLATERAL ESTOPPEL	10-047-94	19	22-27	1420 3/21
STATE TROOPER'S STOP OF MOTORCYCLE - SUPERIOR OFFICERS' LACK OF LIABILITY	12-155-94	8	22-41	2153 6/27
SUCCESSFUL PRO SE LITIGANT - ATTORNEY'S FEES FOR STANDBY COUNSEL	11-051-94	13	22-25	1322 3/7
SUIT AGAINST ATTORNEY - NO STATE ACTION	02-009-94	5	22-22	1156 2/14
UNION - DISCRIMINATION - TITLE VII - REQUIREMENTS THAT NEW UNION MEMBERS BE SPONSORED BY EXISTING MEMBERS	02-042-94	8	22-29	1522 4/4
UNREASONABLE ARREST CLAIM - COUNT AGAINST CITY	05-023-94	13	22-38	1995 6/6

COMMERCIAL

DEFECTIVE SHOES - ACCEPTANCE - REFINISHING - BREACH OF WARRANTY	11-073-94	10	22-28	1482 3/28
FRAUDULENT CONVEYANCE - SECURITY INTEREST AND GUARANTY	12-123-94	11	22-36	1801 5/23
PROMISSORY NOTE - HOLDER IN DUE COURSE - SUCCESSOR BANK	11-136-94	16	22-40	2104 6/20
WINE IMPORTATION - BILL OF LADING - LOST CASES	02-025-94	8	22-25	1312 3/7

CONSTITUTIONAL

COLLATERAL ESTOPPEL - DOUBLE JEOPARDY	11-128-94	10	22-39	2044 6/13
DOUBLE JEOPARDY - IDENTICALLY-WORDED INDICTMENTS	10-054-94	14	22-27	1424 3/21
ENTERTAINMENT LICENSE RESTRICTIONS	02-021-94	27	22-25	1311 3/7
EQUAL PROTECTION - DRIVER'S LICENSE SUSPENSION - OUI - AGE	16-032-93	9	22-24	1276 2/28
EQUAL PROTECTION - HARBOR FEES - HIGHER FEE FOR NONRESIDENTS	01-019-94	20	22-21	1089 2/7
EQUAL PROTECTION - SEX OFFENDER EXPOS FACTO CLAUSE - INMATE'S CONFINEMENT TO DEPARTMENTAL DISCIPLINARY UNIT	10-105-94	8	22-36	1890 5/23
EXPOS FACTO CLAUSE - INMATE'S CONFINEMENT TO DEPARTMENTAL DISCIPLINARY UNIT	12-274-93	7	22-16	903 1/10
FIRST AMENDMENT - BAN ON NEWSRACKS IN HISTORIC DISTRICT	02-038-94	55	22-28	1471 3/28
FIRST AMENDMENT - BAN ON ADVERTISING ALCOHOLIC BEVERAGE PRICES	01-109-94	12	22-34	1782 5/9
FREE SPEECH - CONDOM ADVERTISEMENTS - MBTA	02-188-93	11	22-21	1093 2/7
FREE SPEECH - STATE HOSPITAL WORKER - ADVERSE PERSONNEL ACTION	12-109-94	15	22-35	1860 5/16
HEALTH SECURITY ACT - MAINE	01-025-94	18	22-21	1090 2/7
MENTAL PATIENT - CHALLENGE TO RELEASE PROGRAM	01-009-94	6	22-17	937 1/17
OBLIGATION TO MAINTAIN LAW LIBRARY	01-067-94	3	22-28	1469 3/28
REDISTRICTING - REPRESENTATIVE DISTRICTS	10-064-94	24	22-30	1580 4/11
RELIGION - CLOSING OF PARISH - JURISDICTION	10-009-94	13	22-19	993 1/24
SCHOOL COMMITTEE REQUIREMENTS - HOME SCHOOLING PLAN	01-071-94	12	22-29	1519 4/4
UNLAWFUL DETENTION - BAIL - DRUNK DRIVING SUSPECT	16-013-94	3	22-32	1691 4/25

CONSUMER PROTECTION

DRY CLEANER - DAMAGE TO GARMENTS	13-034-94	7	22-34	1806 5/9
FUEL OIL SUPPLIER - LEAK - PROPERTY DAMAGE	12-041-94	5	22-26	1370 3/14
INSURANCE - MEDICAL MALPRACTICE - MMPIA	10-025-94	7	22-23	1220 2/21
MEDICAL MALPRACTICE CLAIM - FAILURE TO MAKE REASONABLE SETTLEMENT OFFER	11-104-94	16	22-34	1798 5/9
PROPOSED SALE OF GOLD ANTIQUITIES	02-014-94	11	22-22	1151 2/14
SALE OF HOUSE - UFFI	12-147-94	9	22-39	2047 6/13

CONTRACT

ARCHITECTURAL SERVICES - QUANTUM MERUIT	13-014-94	7	22-27	1431 3/21
BREACH - CONSTRUCTION OF HOUSE FOUNDATION	12-128-94	5	22-36	1897 5/23
BREACH - CONSUMER PROTECTION VIOLATION	02-015-94	5	22-23	1212 2/21
BREACH - DEFENDANT'S SEVERANCE OF TIES WITH ENTITY THAT BREACHED CONTRACT	12-144-94	4	22-38	2008 6/6
BREACH - EXCESSIVE DAMAGES - REMITTITUR - NEW TRIAL	01-112-94	26	22-34	1783 5/9
BREACH - G.L.c. 93A - NO LIABILITY FOR CORPORATE OFFICER	12-086-94	5	22-32	1688 4/25

Case Subject Index

	CASE#	NO.	VOL.	CUM	ISS.
		PGS.	ISSUE	PG.	DATE
			NO.	NO.	
CONTRACT continued					
BUILDING MATERIALS - SUPPLIER'S CLAIM AGAINST HOME OWNERS	16-007-94	3	22-30	1588	4/11
CONSTRUCTION - ABANDONMENT - TREBLE DAMAGES UNDER G.L.c. 93A	13-011-94	10	22-26	1371	3/14
CONSTRUCTION - CONDOMINIUM - THIRD-PARTY-BENEFICIARY STATUS - NEGLIGENCE - G.L.c. 93A	12-019-94	10	22-22	1167	2/14
CONSTRUCTION AND SALE OF HOUSES - PROFITS - OVERHEAD	13-051-94	5	22-40	2108	6/20
CONSTRUCTION CONTRACTOR - CLAIMS AGAINST ARCHITECT FOR ALLEGEDLY FAULTY PLANS	12-304-93	7	22-20	1052	1/31
CONTRACT CARRIAGE - COMMON CARRIER TARIFFS	02-079-94	3	22-34	1784	5/9
CONSTRUCTION OF OVERSIZED HYDROELECTRIC FACILITY	01-391-93	27	22-16	886	1/10
CREDIT CARD - SUIT FOR BALANCE DUE - COLLECTION PRACTICES	13-090-93	9	22-16	906	1/10
DISTRIBUTORSHIP AGREEMENT - PUERTO RICO LAW	01-014-94	26	22-20	1032	1/31
EMPLOYEE STOCK PURCHASE - EMPLOYER'S OPTION TO REPURCHASE	12-071-94	6	22-30	1585	4/11
EMPLOYMENT - DEFERRED COMPENSATION - INSUFFICIENT CASH FLOW	12-072-94	8	22-31	1645	4/18
ENVIRONMENTAL CLEANUP - EPA REJECTION OF WORK PLAN - BREACH EQUIPMENT LEASE - FORUM NON CONVENIENS	12-093-94	8	22-33	1741	5/2
ESROW AGREEMENT - NONPAYMENT OF GROSS PROCEEDS - GROSS NEGLIGENCE	13-048-94	6	22-40	2107	6/20
EXCAVATION - INACCURATE SPECIFICATIONS - NO LIABILITY FOR NEGLIGENCE OR BREACH OF CONTRACT	12-028-94	9	22-25	1330	3/7
EXCLUSIVE DISTRIBUTION AGREEMENT - PUERTO RICO LAW	01-082-94	20	22-30	1572	4/11
EXCLUSIVE SALES ARRANGEMENT - BREACH - 93A AWARD BARRED BY APPLICABILITY OF NEW YORK LAW	11-082-94	7	22-30	1581	4/11
FRANCHISE AGREEMENT - FRAUD AND G.L.c. 93A CLAIMS	11-068-94	17	22-27	1429	3/21
INDEMNITY AGREEMENT - SURETY - DEFAULT	12-118-94	9	22-36	1899	5/23
INTENTIONAL INTERFERENCE - PAPER RECYCLING - NO SHOWING OF IMPROPER MEANS OR MOTIVE	12-027-94	9	22-25	1329	3/7
LANDSCAPING WORK - JUDICIAL ERRORS	13-002-94	9	22-19	1008	1/24
LOAN TO SON - INAPPLICABILITY OF STATUTE OF FRAUDS	13-006-94	5	22-25	1332	3/7
MECHANIC'S LIEN - PERFECTION - NOTICES OF EXTENSION - NO COMPLETION DATE IN SUBCONTRACT	10-085-94	10	22-33	1734	5/2
NEGOTIATIONS - NO MUTUALITY OF OBLIGATION - LEASEBACK	01-061-94	30	22-26	1357	3/14
POWER TOOL DISTRIBUTORSHIP - PUERTO RICO LAW 75	01-111-94	16	22-34	1783	5/9
PROMISSORY NOTE - ASSIGNMENT - AUTHORITY TO ASSIGN	13-042-94	6	22-36	1903	5/23
PROMISSORY NOTE - BREACH - LIABILITY OF GUARANTOR	02-180-93	7	22-16	838	1/3
PROMISSORY NOTE - CONTRIBUTION SUIT AGAINST COMAKER/CO-GUARANTOR - JURISDICTION	13-053-94	5	22-40	2109	6/20
PROMISSORY NOTE - NOVATION	12-001-94	8	22-22	1168	2/14
PROMISSORY NOTE - REAL PARTY IN INTEREST	13-022-94	7	22-29	1538	4/4
PROMISSORY NOTE - STATUTE OF LIMITATIONS	12-073-04	8	22-31	1645	4/18
PROMISSORY NOTES AND GUARANTIES - ABSENCE OF ONE TRUSTEE'S SIGNATURE ON NOTE	12-098-94	8	22-34	1800	5/9
PUBLIC HOUSING RENOVATION - RECEIPT OF FEDERAL FUNDS - STATE BIDDING REQUIREMENTS	10-044-94	15	22-26	1358	3/14
SALE OF LOCKSMITH BUSINESS - DEATH OF SELLER - NO FRUSTRATION OF PURPOSE	13-008-94	9	22-25	1333	3/7
SALE OF REAL ESTATE - PAYMENT OF MORTGAGES	12-153-94	8	22-39	2049	6/13
SALES OF REAL ESTATE - STATUTE OF LIMITATIONS	11-118-94	8	22-37	1943	5/30

	CASE#	NO.	VOL.	CUM	ISS.
		PGS.	ISSUE	PG.	DATE
			NO.	NO.	
SERVICE PROVIDED - CORPORATE EXISTENCE	13-023-94	6	22-29	1539	4/4
SERVICES PERFORMED FOR SUBCONTRACTOR - RECOVERY AGAINST SURETY - NOTICE	11-094-94	5	22-33	1735	5/2
SETTLEMENT AGREEMENT - ENFORCEMENT	12-040-94	3	22-26	1369	3/14
SEWER CLEANING - NEGLIGENCE	12-009-94	10	22-22	1170	2/14
MISREPRESENTATION CLAIM - RELIANCE ON DIVING REPORT					
STATUTE OF FRAUDS - EVIDENCE OF PARTIES' NEGOTIATIONS	11-078-94	7	22-29	1533	4/4
STATUTE OF FRAUDS - UNENFORCEABLE PROMISE TO SHARE PROCEEDS WITH STEPSON	12-299-93	11	22-20	1049	1/31
STOCK ACQUISITION - ILLEGALITY - NO THIRD-PARTY BENEFICIARY STATUS - BEST EFFORTS	11-110-94	13	22-36	1896	5/23
UNFAIR PRACTICE - G.L.c. 93A - NONDISCLOSURE TO VENDOR OF CONTRACTOR'S FINANCIAL INSTABILITY	02-064-94	13	22-31	1632	4/18
VEHICLE SALE - ASSIGNMENT OF PURCHASE AGREEMENT TO BANK - BREACH OF WARRANTY	13-032-94	8	22-34	1805	5/9

COPYRIGHT

INFRINGEMENT - SOAP OPERA EPISODES - 'WORK'	01-376-93	32	22-16	833	1/3
MUSICAL COMPOSITIONS - INFRINGEMENT	02-024-94	6	22-25	1312	3/7

CORPORATE

AMENDMENT TO BYLAWS - NOTICE OF SHAREHOLDERS MEETING - PUERTO RICO LAW	01-126-94	11	22-37	1940	5/30
DERIVATIVE ACTION - DIVERSION OF ASSETS - AIDING AND ABETTING BY ACCOUNTANT	12-262-93	8	22-16	852	1/3
MERGER - NEGLIGENCE ACTION ARISING OUT OF PRE-MERGER CONDUCT	12-115-94	4	22-36	1898	5/23
PRIVATE, NON-PROFIT CORPORATIONS - DISSOLUTION BY SECRETARY OF STATE	12-017-94	5	22-22	1175	2/14
SOLICITATION OF EMPLOYEES FOR COMPETITOR - G.L.c. 93A - DAMAGES	10-074-94	19	22-31	1634	4/18

CRIMINAL LAW

AIDING AND ABETTING MAIL FRAUD - SUFFICIENCY OF EVIDENCE	01-120-94	19	22-35	1841	5/16
APPEAL OF SENTENCE - DENIAL	10-001-94	2	22-16	894	1/10
APPEAL TO JURY SESSION - 'SOLID DEFAULT'	11-003-94	8	22-16	901	1/10
APPLICATION OF SEIZED FUNDS TO CRIMINAL FINE	01-108-94	6	22-34	1782	5/9
ATTORNEY'S FEES - DENIAL OF COMMONWEALTH'S APPLICATION FOR LEAVE TO APPEAL	10-111-94	6	22-36	1892	5/23
BANK FRAUD - CONSPIRACY - EVIDENCE	01-030-94	118	22-21	1092	2/7
CHILD PORNOGRAPHY - CONSTITUTIONALITY OF STATUTE	01-055-94	47	22-25	1310	3/7
CHILD RAPE CASE - EXPERT TESTIMONY - POST-TRAUMATIC STRESS DISORDER	10-078-94	16	22-32	1684	4/25
CHILD WITNESS - RAPE CASE	11-018-94	11	22-20	1044	1/31
COCAINE POSSESSION - CONSPIRACY - SUFFICIENCY OF EVIDENCE	01-114-94	18	22-35	1840	5/16
COCAINE TRAFFICKING - JOINT TRIAL COMPETENCY FOR SENTENCING - IMPROPER DENIAL OF CONTINUANCE	10-129-94	13	22-40	2096	6/20
CONSPIRACY - STOLEN PROPERTY - COCONSPIRATOR'S STATEMENT 'CRIMES OF VIOLENCE' - BAIL REFORM ACT	01-023-94	22	22-21	1090	2/7
CRIMINAL RESPONSIBILITY - PSYCHIATRIST'S REPORT	01-090-94	8	22-31	1624	4/18
DATE OF BIRTH - PROOF DEFENDANT NOT JUVENILE	11-138-94	10	22-40	2105	6/20
DETAINER - SPEEDY TRIAL	12-311-93	4	22-22	1174	2/14
DETENTION PENDING TRIAL - COMMUNITY SAFETY	11-025-94	3	22-21	1108	2/7
DISCOVERY OF INDUCEMENTS AND REWARDS	05-009-94	21	22-27	1416	3/21
DISMISSAL WITH PREJUDICE - UNAVAILABILITY OF PROSECUTION	05-056-93	3	22-16	842	1/3
	10-118-94	5	22-39	2041	6/13

What Is A 'Lawyers Weekly No.?'

The Lawyers Weekly No. is a seven-digit number which our editors assign to each case we receive from Massachusetts courts and agencies.

- The first two digits of the Lawyers Weekly No. correspond to the court or agency which issued the decision. (For example, a Lawyers Weekly No. beginning "01" is from the U.S. Court of Appeals.)

- The middle three digits relate to the number of cases received from that court or agency in the relevant calendar year. (For example, a Lawyers Weekly No. beginning with the digits "01-372" refers to the 372nd case received that year from the U.S. Court of Appeals.)

- The last two digits are the year in which the case was issued. Most of the cases in this index have a Lawyers Weekly No. ending with the number "94."

	CASE#	NO.	VOL.	CUM	ISS.
		PGS.	ISSUE	PG.	DATE
			NO.	NO.	
WITNESS - NO EGREGIOUS MISCONDUCT					
DISORDERLY CONDUCT - ASSAULT AND BATTERY - JUDGE'S FAILURE TO RESPOND TO JURY QUESTION	11-031-94	12	22-22	1165	2/14
DNA EVIDENCE - STATISTICAL METHOD OF ESTABLISHING 'MATCH'	12-152-94	23	22-39	2049	6/13
DRUG CHARGES - GOVERNMENT INFORMANT - DISCLOSURE OF INFORMANT'S PRIOR DRUG CONVICTION	01-004-94	16	22-16	887	1/10
DRUG DEFENDANT - EXCLUSION OF HEARSAY TESTIMONY - HARMLESS ERROR	01-059-94	15	22-26	1357	3/14
DRUG TRAFFICKING - CONTINUING CRIMINAL ENTERPRISE	01-063-94	19	22-26	1357	3/14
DRUG TRAFFICKING - EVIDENCE OF PRIOR POSSESSION WITH INTENT TO DISTRIBUTE	10-109-94	9	22-36	1891	5/23
DRUG TRAFFICKING TRIAL - PROSECUTOR'S CLOSING REMARKS	11-114-94	12	22-37	1945	5/30
EFFECTIVE ASSISTANCE - MURDER DEFENDANT - FAILURE TO CALL WITNESS OR ASSERT INTOXICATION DEFENSE	11-034-94	3	22-22	1166	2/14
EVIDENCE OF POSSESSION - RENT RECEIPT - 'ADOPTIVE ADMISSION'	01-002-94	15	22-16	887	1/10
EXCITED UTTERANCE - SHOOTING VICTIM	10-125-94	12	22-40	2090	6/20
FAILURE TO PROVIDE EXCULPATORY EVIDENCE - DISMISSAL WITH PREJUDICE	12-255-93	7	22-16	851	1/3
FELON IN POSSESSION OF FIREARM - PREDICATE STATE CONVICTIONS - NO RESTORATION OF CIVIL RIGHTS	02-012-94	6	22-22	1157	2/14
FELONY MURDER - BREAKING AND ENTERING - ARMED ASSAULT - JURY INSTRUCTIONS	10-128-94	21	22-40	2096	6/20
FIREARM - USE IN RELATION TO DRUG TRAFFICKING	01-013-94	24	22-19	985	1/24
FIREARM POSSESSION BY FELON - EVIDENCE OF PRIOR CONVICTION	01-146-94	16	22-40	2088	6/20
FIREARMS OFFENSE - GOVERNMENT REJECTION OF STIPULATION	01-089-94	16	22-31	1624	4/18
FIREARMS OFFENSE - PRIOR FELONY - STIPULATION	01-097-94	18	22-33	1724	5/2
FIREARMS OFFENSES - POSSESSION - AIDING AND ABETTING	01-016-94	25	22-20	1032	1/31
FIRST-DEGREE MURDER - PREMEDITATION - EXTREME ATROCITY OR CRUELTY	10-019-94	6	22-22	1160	2/14
FRAUD BY WIRE - 'WILLFUL BLINDNESS' INSTRUCTION	01-155-94	13	22-41	2143	6/27
FRESH COMPLAINT - SEX WITH TEENAGER - STATEMENTS TO THERAPIST	11-145-94	16	22-41	2151	6/27
'FRESH COMPLAINT' EVIDENCE - CHILD ABUSE - 21-MONTH DELAY	10-110-94	10	22-36	1891	5/23
FRESH COMPLAINT EVIDENCE - CREDIBILITY OF COMPLAINANT	11-039-94	9	22-24	1269	2/28

■ CONTINUED ON PAGE 44



THE SOCIAL LAW LIBRARY!



A commitment to excellence
in service and legal research technology!

JOIN THE SOCIAL LAW LIBRARY FOR THE REMAINDER OF THE CURRENT TERM AT A DISCOUNTED RATE OR PREPAY FOR THE NEW TERM, OCT. 1ST, 1994 - SEPT. 30, 1995, NOW AND RECEIVE JULY, AUGUST AND SEPTEMBER FREE!*

For details on rates and plans, call the Membership Services Staff at (617) 523-0018 ext. 530. ASK ABOUT OUR LEXIS/NEXIS MVP PROMOTION, COPY CENTER, FAX SERVICE AND OUR "MEMBERSHIP ADVANTAGES PROGRAM" available to all Social Law Library members - discounts available on daily and monthly parking - an \$11.00 per month cellular phone service, discounts on printing of stationery, business cards and forms, discounted rent-a-car rates, and much more.

* PREPAYMENT RATES AVAILABLE TO NEW MEMBERS ONLY.

Case Subject Index

Case Subject Index

This index lists all court and agency decisions which were summarized in Lawyers Weekly during the first six months of 1994 by specific subject matter under more general subject categories.

• To locate a digest in Lawyers Weekly using this index:

1. Find the issue date in the fifth column.
2. Go to that issue.
3. Find the cumulative page in the fourth column.
4. Go to that page.

• To order the full text of a case from this index:

1. Find the Lawyers Weekly No. in the first column.
2. Dial our automated opinion service (1-800-933-5594).
3. Punch in the Lawyers Weekly No. when it is requested.

CASE#	NO. PGS.	VOL. ISSUE NO.	CUM PG.	ISS. DATE
-------	-------------	----------------------	------------	--------------

■ CONTINUED FROM PAGE 43

CRIMINAL LAW continued

FRESH COMPLAINT TESTIMONY - CHILD	11-126-94	14	22-38	2001	6/6
RAPE CASE					
GRAND JURY - WITNESS'S REFUSAL TO TESTIFY - 'JUST CAUSE' HEARING - NO LIVE TESTIMONY	01-042-94	11	22-23	1209	2/21
GRAND JURY INVESTIGATION - VOLUNTARY STATEMENT - DEFENSE COUNSEL'S REPRESENTATION OF WITNESSES	12-251-93	12	22-16	848	1/3
GRAND JURY PROCEEDINGS - ASSISTANCE OF COUNSEL - WAIVER	11-060-94	12	22-26	1360	3/14
GUILTY PLEA - FAILURE TO WARN OF DEPORTATION - MOTION TO WITHDRAW PLEA	10-092-94	5	22-34	1795	5/9
GUILTY PLEA - MOTION TO WITHDRAW	01-101-94	11	22-34	1780	5/9
HEROIN POSSESSION TRIAL - COMMENTS BY JUDGE	10-121-94	10	22-39	2042	6/13
HOMICIDE - 'CASTLE' STATUTE - HALLWAY	11-144-94	6	22-41	2150	6/27
HOMICIDE - 'PRIOR BAD ACT' EVIDENCE	10-113-94	20	22-36	1893	5/23
HOMICIDE - DENIAL OF MOTION FOR VERDICT REDUCTION	11-019-94	2	22-20	1044	1/31
HOMICIDE - FRESH COMPLAINT EVIDENCE	10-060-94	13	22-28	1478	3/28
HOMICIDE - INSANITY	11-036-94	92	22-22	1167	2/14
HOMICIDE - JURY INSTRUCTIONS - CRIMINAL RESPONSIBILITY	11-076-94	3	22-28	1483	3/28
HOMICIDE - JURY INSTRUCTIONS - JOINT VENTURE - MALICE	10-084-94	11	22-33	1734	5/2
HOMICIDE - ORGANIC BRAIN SYNDROME	11-035-94	3	22-22	1167	2/14
HOMICIDE - VOLUNTARINESS OF STATEMENT	10-029-94	18	22-23	1223	2/21
HOMICIDE - VOLUNTARINESS OF STATEMENTS	10-013-94	9	22-20	1034	1/31
IDENTIFICATION - PHOTOGRAPHIC ARRAYS	10-036-94	11	22-24	1264	2/28
IDENTIFICATION - PHOTOGRAPH - INFERENCE OF PRIOR MISCONDUCT	11-056-94	10	22-25	1327	3/7
ILLEGAL REENTRY INTO UNITED STATES AFTER DEPORTATION - ANTI-DRUG ABUSE ACT	01-122-94	15	22-36	1888	5/23
INDECENT ASSAULT AND BATTERY - FRESH COMPLAINT	11-105-94	16	22-34	1799	5/9
INDECENT ASSAULT AND BATTERY - TAKING OF JURY VERDICTS	11-063-94	12	22-26	1364	3/14
INEFFECTIVE ASSISTANCE OF COUNSEL - ARMED ROBBERY DEFENDANT - FAILURE TO REQUEST JURY INSTRUCTION ON HONEST MISTAKE	10-002-94	4	22-16	894	1/10
INTERSTATE AGREEMENT ON DETAINERS - WAIVER OF RIGHTS	02-087-94	4	22-35	1844	5/16
JENCKS ACT - DESTRUCTION OF WITNESS'S CRIMINAL HISTORY NARRATIVE	02-027-94	38	22-25	1314	3/7
JOINT VENTURE - MURDER AND AUTO THEFT	11-010-94	20	22-19	1000	1/24
JURY INSTRUCTION REGARDING EVIDENCE OF NATURE AND WEIGHT OF DRUGS - HARMLESS ERROR	11-258-93	1	22-16	899	1/10
JURY INSTRUCTIONS - LARCENY OF MOTOR VEHICLE	11-109-94	9	22-35	1858	5/16
JURY INSTRUCTIONS - MANSLAUGHTER	11-014-94	8	22-19	1003	1/24
JURY INSTRUCTIONS - PROXIMATE CAUSE - HOMICIDE	11-130-94	6	22-39	2045	6/13
LOST AND DESTROYED EVIDENCE - POLICE MISCONDUCT	10-267-93	28	22-16	894	1/10
MARIJUANA SMUGGLING - JURY INSTRUCTION - VESSEL WITHIN U.S. JURISDICTION	01-147-94	16	22-40	2088	6/20
MEDICARE FRAUD - EVIDENCE	01-037-94	12	22-22	1150	2/14
MOTION FOR CLARIFICATION - CONVICTION FOR CARRYING FIREARM IN CONNECTION WITH VIOLENT CRIME	01-156-94	16	22-41	2143	6/27
MOTION FOR RELEASE ON UNSECURED BOND	10-127-94	5	22-40	2092	6/20
MOTION TO WITHDRAW GUILTY PLEA	01-133-94	18	22-38	1985	6/6
MOTOR VEHICLE HOMICIDE - SUFFICIENCY OF EVIDENCE	11-062-94	15	22-26	1364	3/14
MOTOR VEHICLE INSURANCE FRAUD - EVIDENCE	11-040-94	2	22-24	1269	2/28
MURDER - FAILURE TO GIVE JURY INSTRUCTIONS ON MANSLAUGHTER	10-089-94	22	22-34	1794	5/9
MURDER - JOINT VENTURE	10-035-94	16	22-24	1263	2/28
MURDER TRIAL - INSANITY DEFENSE - INEFFECTIVE ASSISTANCE CLAIM	10-099-94	14	22-35	1856	5/16
NARCOTICS DEFENDANT - JOINT REPRESENTATION	01-123-94	15	22-36	1888	5/23
NARCOTICS DEFENDANT - MOTION FOR CHANGE OF VENUE - JURY SELECTION	16-014-94	28	22-34	1808	5/9

NARCOTICS OFFENSE - 'POSSESSION'	01-098-94	20	22-33	1724	5/2
NARCOTICS TRIAL - IMPROPER REMARKS BY PROSECUTOR	01-117-94	17	22-35	1841	5/16
NEWLY DISCOVERED EVIDENCE - ADDITIONAL COMPENSATION TO WITNESS	01-388-93	16	22-16	885	1/10
ON-SCENE AND PHOTOGRAPHIC IDENTIFICATIONS	12-302-93	14	22-20	1050	1/31
PAROLE HEARINGS - NOTICE TO VICTIMS' FAMILIES - NO EX POST FACTO VIOLATION	11-022-94	7	22-20	1045	1/31
PLEA AGREEMENT - REASONABLENESS	02-062-94	17	22-31	1632	4/18
POLICE INTERROGATION OF RAPE SUSPECT - WAIVER OF MIRANDA RIGHTS	11-112-94	11	22-36	1897	5/23
POLICE OFFICER - FALSE OFFICIAL REPORT	11-012-94	9	22-19	1000	1/24
POSTTRIAL DELAY - NO PREJUDICE - NO DELIBERATE BLOCK OF APPELLATE RIGHTS	10-069-94	5	22-31	1637	4/18
PRIOR INCONSISTENT GRAND JURY TESTIMONY - SUBSTANTIVE EVIDENCE	10-056-94	8	22-27	1424	3/21
PROBATION REVOCATION - FAILURE TO SUBMIT TO PSYCHIATRIC TREATMENT	01-086-94	17	22-30	1573	4/11
PROBATION REVOCATION HEARING - CLOSING ARGUMENT	10-055-94	10	22-27	1423	3/21
PROSECUTORIAL MISCONDUCT - DENIAL OF KNOWN FACTS DURING CLOSING ARGUMENT - DRUG SMUGGLER	01-378-93	14	22-16	833	1/3
PROSECUTORIAL MISCONDUCT - SUGGESTION OF KNOWLEDGE OF MATTERS NOT IN EVIDENCE - REVERSAL OF CONVICTION	11-077-94	4	22-29	1532	4/4
PROSECUTOR'S CLOSING ARGUMENT - COMMENTING ON POLICE CREDIBILITY	10-050-94	8	22-27	1422	3/21
PROSTITUTION - MENTAL HEALTH WORKER - NO DISCRIMINATORY PROSECUTION	11-002-94	15	22-16	900	1/10
RAPE - ALLEGATION OF PRIOR RAPE	11-033-94	12	22-22	1166	2/14
RAPE - DNA EVIDENCE - CONSECUTIVE SENTENCES FOR NATURAL AND UNNATURAL RAPE	11-135-94	9	22-40	2104	6/20
RAPE - JURY INSTRUCTIONS	10-130-94	7	22-40	2096	6/20
RAPE - REVERSAL - WITNESS'S TESTIMONY AS TO INSTINCTS AND SUSPICIONS	10-043-94	15	22-25	1322	3/7
RAPE DEFENDANT - ACCESS TO VICTIM'S RECORDS - EX PARTE PROFFER	16-010-94	6	22-31	1656	4/18
RAPE OF CHILD - FRESH COMPLAINT - QUESTIONING OF PROSPECTIVE JURORS	10-059-94	12	22-28	1478	3/28
RAPE OF CHILD - FRESH COMPLAINT - TAPE RECORDING	11-037-94	7	22-23	1224	2/21
RAPE TRIAL - CHILD WITNESS	11-024-94	11	22-20	1047	1/31
RECEIPT OF CHILD PORNOGRAPHY - SENTENCING	01-050-94	30	22-25	1308	3/7
RESTITUTION - VICTIM AND WITNESS PROTECTION ACT	01-136-94	20	22-38	1986	6/6
REVIEW OF ORDER REQUIRING BILLS OF PARTICULARS	05-020-94	11	22-37	1941	5/30
RIGHT TO ATTENDANCE OF WITNESS - JURY INSTRUCTIONS	11-047-94	4	22-24	1272	2/28
RIGHT TO CONFRONTATION - SEATING ARRANGEMENT - CHILD RAPE TRIAL	10-076-94	15	22-31	1635	4/18
SENTENCE ENHANCEMENT - EXTORTION AS 'CRIME OF VIOLENCE'	01-052-94	12	22-25	1309	3/7
SENTENCE ENHANCEMENT - OBSTRUCTION OF JUSTICE	01-381-93	7	22-16	835	1/3
SENTENCE ENHANCEMENT - PRIOR FELONY CONVICTION - EX POST FACTO CLAUSE	01-054-94	21	22-25	1309	3/7
SENTENCING - 'AGGRAVATED FELONIES'	01-150-94	9	22-41	2140	6/27
SENTENCING - 'CLOSELY RELATED COUNTS' - SMUGGLING OF ALIENS	01-084-94	21	22-30	1572	4/11
SENTENCING - COLLATERAL ATTACK ON PRIOR CONVICTION	01-018-94	23	22-20	1032	1/31
SENTENCING - DEFRAUDING OF AIR FORCE	01-015-94	20	22-20	1032	1/31
SENTENCING - DEGREE OF DEPARTURE	01-143-94	1	22-39	2034	6/13
SENTENCING - DESTRUCTION OF MARIJUANA ROOTS AND STEMS	01-134-94	10	22-38	1985	6/6
SENTENCING - DRUG DEFENDANT - RELIANCE ON TESTIMONY AT SENTENCING HEARING	01-031-94	9	22-21	1092	2/7
SENTENCING - DRUG QUANTITY ESTIMATES - LAY WITNESS	01-387-93	26	22-16	884	1/10
SENTENCING - LSD DISTRIBUTION	01-141-94	7	22-39	2033	6/13
SENTENCING - MEASURE OF 'LOSS' - CAR SEIZED BY BANK ROBBERS	01-379-93	9	22-16	833	1/3
SENTENCING - MONEY LAUNDERING - GAMBLING	01-128-94	21	22-37	1940	5/30
SENTENCING - NARCOTICS CASE - WEIGHT DETERMINATION	01-021-94	3	22-21	1089	2/7
SENTENCING - NO 'DOUBLE COUNTING'	01-005-94	11	22-16	887	1/10
SENTENCING - PERJURY - OBSTRUCTION OF JUSTICE	01-006-94	15	22-16	888	1/10
SENTENCING - PHARMACISTS - DRUG DISPENSATION WITHOUT PRESCRIPTIONS	01-148-94	21	22-40	2088	6/20
SENTENCING - QUANTITY OF COCAINE - 'LEADERSHIP' ENHANCEMENT	01-380-93	12	22-16	834	1/3
SENTENCING - RACKETEERING	02-080-94	21	22-34	1784	5/9
SENTENCING - UPWARD DEPARTURE - CRIMINAL HISTORY	01-066-94	26	22-28	1469	3/28
SENTENCING - UPWARD DEPARTURE - INSUFFICIENT EXPLANATION	01-017-94	10	22-20	1032	1/31
SENTENCING - UPWARD DEPARTURE - INSUFFICIENT EXPLANATION	01-085-94	19	22-30	1573	4/11
SENTENCING GUIDELINES - CONSECUTIVE SENTENCES	01-124-94	17	22-37	1940	5/30
SEVERANCE - FIREARMS AND DRUG CONSPIRACY CHARGES	01-029-94	12	22-21	1091	2/7
SEXUAL ASSAULT SUSPECT - IDENTIFICATIONS - PHOTOGRAPHIC ARRAY	12-294-93	6	22-17	954	1/17
SEXUALLY DANGEROUS PERSON - DENIAL OF PETITION FOR RELEASE	10-046-94	10	22-26	1359	3/14
STALKING - THREATENING AS LESSER	16-018-94	4	22-39	2052	6/13

INCLUDED OFFENSE

STATUTE OF REPOSE - CHOICE OF LAW	10-090-94	11	22-34	1794	5/9
- PRODUCT LIABILITY ACTION					
UNARMED ROBBERY - JOINT VENTURE	11-142-94	9	22-41	2150	6/27
UNLAWFUL SALE AND DISTRIBUTION OF HEART CATHETERS - SEVERANCE	05-015-94	23	22-33	1732	5/2
MOTION					
USE OF 'UNAUTHORIZED ACCESS DEVICES' - EVIDENCE	01-144-94	27	22-39	2034	6/13
VIOLATION OF PROTECTIVE ORDER	16-017-94	7	22-36	1904	5/23
VIOLATION OF RIGHT TO APPEAR AT BAIL HEARING - NO DISMISSAL OF INDICTMENT	10-097-94	16	22-35	1854	5/16
VOLUNTARINESS OF STATEMENTS TO POLICE - BRAZILIAN NATIVE	11-250-93	4	22-16	845	1/3
WIRETAP - DISCLOSURE - UNINDICTED INDIVIDUALS	12-023-94	7	22-24	1274	2/28

DAMAGES

ASSESSMENT - REQUESTS FOR RULINGS	13-004-94	6	22-23	1227	2/21
BREACH OF CONTRACT - YACHT	01-130-94	9	22-38	1984	6/6
REFURBISHING					
DEFAULT ON VEHICLE LEASE - SALE OF VEHICLE	13-040-94	5	22-36	1902	5/23
EMBEZZLEMENT	12-145-94	4	22-39	2048	6/13
EXCESSIVENESS - PERSONAL INJURY VICTIM	01-060-94	16	22-26	1356	3/14
FAILURE TO REMOVE COLLATERAL FROM PREMISES	12-046-94	7	22-28	1484	3/28
PAIN, SUFFERING AND LOSS OF ENJOYMENT OF LIFE - BOAT ACCIDENT	01-138-94	23	22-39	2032	6/13
POSTJUDGMENT INTEREST - ENFORCEMENT OF FEDERAL COURT JUDGMENT	10-081-94	6	22-32	1680	4/25

DOMESTIC RELATIONS

CHILD SUPPORT - COLLEGE EXPENSES	11-113-94	6	22-36	1896	5/23
- MODIFICATION					
DISPENSING WITH PARENTAL CONSENT TO ADOPTION - MOTION FOR RELIEF FROM JUDGMENTS	11-096-94	6	22-33	1736	5/2
DIVORCE - ALIMONY - ANTENUPTIAL AGREEMENT	11-141-94	2	22-41	2149	6/27
DIVORCE - ANTENUPTIAL AGREEMENT	11-081-94	10	22-29	1532	4/4
DIVORCE - ARBITRATION AWARD	15-004-94	25	22-33	1743	5/2
DIVORCE - DIVISION OF PROPERTY - DECLINE IN VALUE OF STOCK AWARDED TO HUSBAND	11-026-94	12	22-21	1107	2/7
DIVORCE - FINALITY - DEATH OF WIFE	11-253-93	11	22-16	844	1/3
DIVORCE - REMARRIAGE - NO SIGNIFICANT CHANGE IN ECONOMIC CIRCUMSTANCES	15-003-94	7	22-26	1371	3/14
HUSBAND'S OBLIGATION TO POST SECURITY - FRAUDULENT CONVEYANCE TO NEW WIFE - RES JUDICATA	12-267-93	11	22-16	853	1/3
MOTION TO AMEND DIVORCE JUDGMENT - ADDITIONAL MARITAL PROPERTY - NO 'CLERICAL MISTAKE'	11-101-94	10	22-34	1796	5/9
OUT-OF-STATE DIVORCE - NO 'FULL FAITH AND CREDIT'	15-002-94	33	22-22	1178	2/14
WRONGFUL RETENTION OF CHILDREN - HAGUE CONVENTION	02-070-94	12	22-33	1726	5/2

EDUCATION

BUS TRANSPORTATION TO PRIVATE SCHOOLS	11-120-94	10	22-38	1999	6/6
DIRECTOR OF OCCUPATIONAL EDUCATION - ELIMINATION OF POSITION - NO APPOINTMENT TO NEW POSITION	11-045-94	3	22-24	1271	2/28
IDEA - COMPENSATORY EDUCATIONAL SERVICES	01-103-94	28	22-34	1781	5/9
STATE UNIVERSITY - MANDATORY HEALTH INSURANCE - ANTITRUST	01-110-94	17	22-34	1783	5/9

ELECTIONS

APPRECIATION PARTY - LEGISLATIVE AIDE	27-009-94	2	22-29	1542	4/4
AUTOMOBILE - LEASE PAYMENTS - POLITICAL COMMITTEE	27-011-94	2	22-30	1595	4/11
BALLOT QUESTION COMMITTEE - CONTRIBUTIONS FROM OUT-OF-STATE POLITICAL COMMITTEE	27-041-93	2	22-25	1337	3/7
BALLOT QUESTION COMMITTEE - POST-BALLOT DISSOLUTION AND DISTRIBUTION OF FUNDS	27-033-93	3	22-17	964	1/17
BALLOT QUESTION COMMITTEE'S LOBBYING EXPENSES	27-038-93	4	22-19	1010	1/24
CAMPAIGN CONTRIBUTIONS - COUNSEL TO ADJUDICATORY BOARD	27-017-94	6	22-37	1954	5/30
CAMPAIGN FINANCE - LUNCHEONS	27-034-93	3	22-16	909	1/10
CAMPAIGN RECORDS - COLLECTION RESPONSIBILITY	27-008-94	3	22-27	1437	3/21
CITIZEN LOBBYING GROUP'S CAMPAIGN CONTRIBUTIONS	27-037-93	2	22-17	964	1/17
CITY'S CHALLENGE TO INITIATIVE PETITION - RENT CONTROL	27-045-93	4	22-32	1694	4/25
CONDUCTING AUCTION FOR POLITICAL COMMITTEE	27-032-93	3	22-17	964	1/17
'CORPORATE FUNDS' - COMMISSIONS PAID BY TELEPHONE COMPANY TO NEW CUSTOMERS OBTAINED BY POLITICAL PARTY	27-036-93	3	22-19	1009	1/24
CREDIT CARD EXPENDITURES - REIMBURSEMENT	27-014-94	5	22-32	1694	4/25
DISPOSITION OF POLITICAL COMMITTEE ASSETS	27-043-93	2	22-25	1337	3/7
EMPLOYEE OF COMMONWEALTH - FUNDRAISING - TREASURER OF POLITICAL COMMITTEE	27-007-94	6	22-27	1437	3/21
EXPENDITURE BY POLITICAL COMMITTEE - PURCHASE OF COMPUTER	27-019-94	2	22-37	1954	5/30
FUNDRAISING EVENT - MELROSE MEMORIAL HALL	27-013-94	5	22-32	1693	4/25
GIFTS TO INCUMBENT OFFICE HOLDER'S EMPLOYEE	27-018-94	4	22-37	1954	5/30
LIABILITY TO BANKRUPT VENDOR	27-016-94	2	22-34	1808	5/9

Case Subject Index

CASE#	NO. PGS.	VOL. ISSUE NO.	CUM PG. NO.	ISS. DATE
ELECTIONS continued				
LOAN BY CANDIDATE TO COMMITTEE - REPAYMENT	27-040-93	3	22-27 1437	3/21
NON-PROFIT CORPORATIONS - RECEIPT OF CONTRIBUTIONS FROM BUSINESS CORPORATIONS	27-004-94	3	22-24 1281	2/28
POLITICAL COMMITTEE - PURCHASE OF PICKUP TRUCK	27-003-94	3	22-24 1281	2/28
POLITICAL CONTRIBUTIONS BY PARTNERS	27-035-93	2	22-17 964	1/17
POLITICAL FUNDRAISING EVENT - MELROSE MEMORIAL HALL	27-005-94	2	22-24 1281	2/28
PROVISION OF PERSONAL SERVICES TO CANDIDATE	27-044-93	2	22-27 1437	3/21
RECORD SORTING - CANDIDATE'S WIFE	27-006-94	3	22-24 1281	2/28
SOLICITATION OF CONTRIBUTIONS BY PUBLIC EMPLOYEE	27-039-93	6	22-24 1283	2/28
STATE EMPLOYEE - ASSISTING POLITICAL CANDIDATES	27-042-93	2	22-25 1337	3/7
STUDENT GOVERNMENT OFFICER - SERVICE ON POLITICAL COMMITTEE	27-001-94	3	22-24 1281	2/28
TEACHERS - USE OF GOVERNMENT RESOURCES FOR POLITICAL PURPOSES	27-012-94	5	22-30 1595	4/11
USE OF MUNICIPAL RESOURCES - BALLOT QUESTIONS	27-010-94	3	22-30 1595	4/11
EMPLOYMENT				
ACCOMMODATION OF MENTAL HANDICAP - JURISDICTION	02-055-94	3	22-31 1626	4/18
AGE DISCRIMINATION - 90-DAY STATUTE OF LIMITATIONS	02-063-94	6	22-31 1632	4/18
AGE DISCRIMINATION - EQUAL RIGHTS ACT	10-095-94	5	22-35 1854	5/16
AGE DISCRIMINATION - G.L.c. 151B - JURY ISSUE	12-005-94	13	22-19 1006	1/24
AGE DISCRIMINATION - HEARSAY STATEMENTS BY AGENCY PRESIDENT - ADMISSIBILITY	01-080-94	21	22-29 1521	4/4
AGE DISCRIMINATION - WORKFORCE REDUCTION	02-083-94	28	22-34 1784	5/9
AGE DISCRIMINATION CLAIM - MUSIC TEACHER	12-134-94	11	22-38 2003	6/6
AGE DISCRIMINATION CLAIM - POOR JOB PERFORMANCE	02-059-94	25	22-31 1627	4/18
AGE DISCRIMINATION CLAIM - REPLACEMENT BY 53-YEAR-OLD COWORKER	02-105-94	11	22-39 2034	6/13
AGE DISCRIMINATION CLAIM - SECRETARY	22-008-94	18	22-32 1693	4/25
ARBITRATION - TERMINATION - TIMELINESS	11-133-94	9	22-40 2098	6/20
CIVIL SERVICE - PLUMBING AND GAS INSPECTOR - IMPROPER CONDUCT - DISCIPLINE	12-042-94	8	22-26 1370	3/14
CONSTRUCTIVE DISCHARGE - LIBEL - WORKERS' COMPENSATION AS BAR TO EMOTIONAL DISTRESS CLAIM	02-046-94	8	22-29 1524	4/4
CONSTRUCTIVE DISCHARGE CLAIM - REDUCTION IN COMMISSION	02-090-94	4	22-36 1889	5/23
CONSTRUCTIVE DISCHARGE - COMMUNITY COLLEGE - ELEVENTH AMENDMENT	02-073-94	20	22-33 1728	5/2
DEPRESSED LAW FIRM ASSOCIATE - TERMINATION - EMOTIONAL DISTRESS	12-137-94	10	22-38 2003	6/6
DISCRIMINATION - COUNTY CORRECTIONS OFFICER	12-104-94	5	22-34 1803	5/9
DISCRIMINATION - NATIONAL ORIGIN - NATIVE OF PHILIPPINES - NO PRIMA FACIE CASE	22-002-94	17	22-27 1434	3/21
DISCRIMINATION - NATIONAL ORIGIN - NO PRIMA FACIE CASE - WORKERS' COMPENSATION BAR TO EMOTIONAL DISTRESS RECOVERY	05-003-94	26	22-25 1317	3/7
DISCRIMINATION - NATIONAL ORIGIN - SELECTIVE ENFORCEMENT OF RESIDENCY REQUIREMENT	22-048-93	10	22-21 1111	2/7
DISCRIMINATION - REINSTATEMENT	22-010-94	2	22-34 1808	5/9
DISCRIMINATION - RELIGION AND NATIONAL ORIGIN - EMOTIONAL DISTRESS	12-079-94	9	22-31 1646	4/18
DISCRIMINATION - SOUTH ASIAN MALE - FAILURE TO PROMOTE	12-062-94	13	22-28 1492	3/28
DISCRIMINATION CLAIM - UNSATISFACTORY JOB PERFORMANCE	12-101-94	5	22-34 1802	5/9

DRUG TESTING - NO VIOLATION OF RIGHT TO PRIVACY
G.L.c. 151B CLAIM - FAILURE TO FILE MCAD COMPLAINT
HANDICAP DISCRIMINATION CLAIM - 'EXPLOSIVE PERSONALITY DISORDER'
HANDICAP DISCRIMINATION CLAIM - KITCHEN MANAGER - BACK INJURY - CONFINEMENT TO BED
HANDICAP DISCRIMINATION CLAIM - NO RIGHT TO JURY TRIAL
HANDICAP DISCRIMINATION CLAIM - STATE EMPLOYER - 'BUMPING' BASED ON SENIORITY SYSTEM
HANDICAP, AGE AND SEX DISCRIMINATION - 'SINGLE EMPLOYER' - EXCLUSIVITY OF G.L.c. 151B
HANDICAP DISCRIMINATION CLAIM - BROKEN ANKLE - INABILITY TO PERFORM JOB FUNCTIONS
INTENTIONAL INTERFERENCE - SECURITY VIOLATIONS
INTERFERENCE WITH CONTRACTUAL RELATIONSHIP - QUALIFIED IMMUNITY
MISAPPROPRIATION OF TRADE SECRETS - INJUNCTION - PRODUCTION OF INDUSTRIAL SAW GRADE DIAMOND
NON-COMPETE AGREEMENT - SOLICITATION OF CLIENTS - LIQUIDATED DAMAGES - NEW YORK LAW
NON-COMPETITION AGREEMENT - NO SHOWING OF EMPLOYEE'S KNOWLEDGE OF TRADE SECRETS
NON-COMPETITION AGREEMENT - PRELIMINARY INJUNCTION
NONCOMPETITION AGREEMENT - PHYSICIAN - G.L.c. 112, §12X
NURSE - 'SHIFT CONTRACT' - NO ALTERATION OF EMPLOYEE-AT-WILL STATUS
PART-TIME WORK - MBTA EMPLOYEE
PERSONAL INJURY - ROOFER - MATERIAL ISSUE AS TO INDEPENDENT CONTRACTOR STATUS
POLICE OFFICER - TERMINATION
PREGNANCY LEAVE - TERMINATION
PROMOTIONAL EXAMINATIONS - STATE POLICE
PUBLIC EMPLOYEE - DISCHARGE - RETALIATION CLAIM - UNSUCCESSFUL RUN FOR POLITICAL OFFICE
RACE DISCRIMINATION AND HARASSMENT CLAIMS - ALTERATION FOLLOWING FORKLIFT ACCIDENT
RELIGIOUS DISCRIMINATION CLAIM - NON-JEWISH EMPLOYEE OF JEWISH CEMETERY
'REMOVAL' OF SCHOOL CUSTODIAN - G.L.c. 32, §16(2) - PROCEDURAL RIGHTS
RETALIATION CLAIM - GAWKING - TESTIMONY AGAINST EMPLOYER AT ARBITRATION HEARING
RETALIATION CLAIM - REDUCTION IN DUTIES
RETALIATORY DISCHARGE - OSH ACT - DOUBLE BACK PAY
RETALIATORY DISCHARGE - WORKERS' COMPENSATION CLAIM
RETALIATORY DISCHARGE - G.L.c. 151B - REPORTING SUPERIOR'S RACIAL AND SEXUAL HARASSMENT
SEVERANCE PAY POLICY - CONTRACTUAL OBLIGATION ON EMPLOYER
SEX AND AGE DISCRIMINATION - HARASSMENT FOR FILING MCAD COMPLAINT - INSUFFICIENT EVIDENCE
SEX DISCRIMINATION - DEPUTY HARBOR MASTER POSITION
SEX DISCRIMINATION - EMOTIONAL

CASE#	NO. PGS.	VOL. ISSUE NO.	CUM PG. NO.	ISS. DATE
10-062-94	8	22-30 1575	4/11	
01-048-94	11	22-30 1574	4/11	
02-039-94	20	22-28 1472	3/28	
22-012-94	13	22-36 1905	5/23	
11-059-94	8	22-26 1359	3/14	
12-063-94	7	22-28 1492	3/28	
12-319-93	15	22-24 1273	2/28	
22-005-94	14	22-29 1541	4/4	
02-016-94	10	22-23 1212	2/21	
13-015-94	5	22-27 1431	3/21	
02-001-94	15	22-17 937	1/17	
12-097-94	11	22-33 1743	5/2	
12-007-94	10	22-21 1048	1/31	
12-141-94	3	22-38 2002	6/6	
10-040-94	9	22-25 1320	3/7	
12-168-94	5	22-41 2153	6/27	
12-002-94	5	22-22 1169	2/14	
12-100-94	4	22-34 1803	5/9	
12-025-94	9	22-24 1274	2/28	
22-001-94	19	22-23 1235	2/21	
12-133-94	10	22-37 1952	5/30	
05-012-94	32	22-31 1633	4/18	
22-050-93	8	22-21 1111	2/7	
22-013-94	16	22-38 2009	6/6	
10-020-94	5	22-22 1160	2/14	
01-099-94	9	22-33 1725	5/2	
01-011-94	6	22-19 984	1/24	
01-151-94	22	22-41 2140	6/27	
12-037-94	11	22-26 1368	3/14	
12-306-93	5	22-20 1054	1/31	
05-001-94	11	22-23 1218	2/21	
02-045-94	32	22-29 1523	4/4	
22-049-93	22	22-17 957	1/17	
02-177-93	7	22-16 835	1/3	

What Is A 'Lawyers Weekly No.'?

The Lawyers Weekly No. is a seven-digit number which our editors assign to each case we receive from Massachusetts courts and agencies.

• The first two digits of the Lawyers Weekly No. correspond to the court or agency which issued the decision. (For example, a Lawyers Weekly No. beginning "01" is from the U.S. Court of Appeals.)

• The middle three digits relate to the number of cases received from that court or agency in the relevant calendar year. (For example, a Lawyers Weekly No. beginning with the digits "01-372" refers to the 372nd case received that year from the U.S. Court of Appeals.)

• The last two digits are the year in which the case was issued. Most of the cases in this index have a Lawyers Weekly No. ending with the number "94."

CASE#	NO. PGS.	VOL. ISSUE NO.	CUM PG. NO.	ISS. DATE
12-126-94	10	22-36 1897	5/23	
22-47-93	14	22-16 909	1/10	
12-091-94	12	22-32 1690	4/25	
02-106-94	32	22-39 2034	6/13	
22-007-94	10	22-32 1693	4/25	
22-004-94	17	22-29 1541	4/4	
27-002-94	21	22-24 1281	2/28	
22-011-94	17	22-34 1808	5/9	
11-072-94	5	22-28 1480	3/28	
10-082-94	8	22-33 1732	5/2	
12-286-93	5	22-16 848	1/3	
12-054-94	6	22-28 1483	3/28	
12-076-94	6	22-31 1646	4/18	
22-014-94	12	22-39 2053	6/13	
02-067-94	9	22-32 1677	4/25	
10-034-94	15	22-24 1261	2/28	
11-057-94	3	22-25 1327	3/7	
22-006-94	12	22-30 1592	4/11	
12-252-93	19	22-16 848	1/3	
12-253-93	7	22-16 850	1/3	
01-020-94	8	22-21 1089	2/7	
12-043-94	9	22-28 1483	3/28	
26-001-94	23	22-24 1280	2/28	
12-293-93	18	22-17 953	1/17	
12-006-94	29	22-20 1048	1/31	

■ CONTINUED ON PAGE 46

If You Practice Law In These Or Other Areas And Want More Referral Business...

- ERISA • Father's Rights • Government Contracts
- Dental Malpractice • Lender Liability • Elder Law
- Environmental • Property Tax Abatement
- Seat Belt Failure • Social Security • Turn Injuries
- Franchising • Crash Helms • Condominium Law
- Mediation • Local Counsel • Title Abstracts
- Accounting Malpractice • Adoption • Collection
- Transportation • Manufacturer's Rep Termination

...Call Scott Ziegler at
617-451-7300, ext.118

Free
Initial
Consultation



certified
Medical
Illustrator,
M.D. on
staff

Pengraphics

Medical Legal Illustration

A full service visual center:

- Custom illustration for specific injury cases (30x40)
- Normal anatomy series ready for courtroom use, 3-D models.
- Clarify x-rays with illustration, photographic blow-ups.
- Settlement brochures, charts, enlarged medical reports, videos.

(617) 396-9709

Visuals Can Make the Difference

VP Solutions

Integrated Solutions
Networking
Support

Consulting Hardware Software Installations
Support Training Maintenance

Leverage your firm's productivity
Industry standard business solutions

Specializing in solutions for law firms

Smooth, cost-effective co-existence with
or migration from Wang VS

Desktop access to information on CD ROM

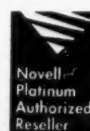
PC DOCS and SoftSolutions reseller

Integrate the operations of your firm

Electronic Mail
Document Management and Control
Word Processing
Document Security
File and Resource Sharing
Time and Billing

Serving Greater Boston and MetroWest

VP Solutions, Inc., 929 Worcester Rd., Framingham, MA 01701
508-370-0388 FAX 508-370-0390



Case Subject Index

Case Subject Index

This index lists all court and agency decisions which were summarized in Lawyers Weekly during the first six months of 1994 by specific subject matter under more general subject categories.

• To locate a digest in Lawyers Weekly using this index:

1. Find the issue date in the fifth column.
2. Go to that issue.
3. Find the cumulative page in the fourth column.
4. Go to that page.

• To order the full text of a case from this index:

1. Find the Lawyers Weekly No. in the first column.
2. Dial our automated opinion service (1-800-933-5594).
3. Punch in the Lawyers Weekly No. when it is requested.

CASE# NO. VOL. CUM ISS.
PGS. ISSUE PG. DATE
NO. NO.

■ CONTINUED FROM PAGE 45

ENVIRONMENTAL continued

HIGHWAY PROJECT - PRELIMINARY INJUNCTION REQUEST - NO LIKELIHOOD OF SUCCESS ON MERITS	01-125-94	36	22-37	1940	5/30
HOUSEBOATS - RIVERS AND HARBORS ACT - 'PERMANENTLY MOORED STRUCTURES'	01-044-94	11	22-23	1209	2/21
INDEMNIFICATION AGREEMENTS EXECUTED BEFORE CERCLA - APPLICABILITY TO CERCLA LIABILITY	10-264-93	16	22-16	892	1/10
OIL SPILL - 'CAUSATION' - G.L.c. 21E, §5(A)(5)	12-105-94	11	22-35	1859	5/16
REMOVAL OF CONTAMINATED SOIL - SUIT AGAINST PRIOR OWNER - STATUTE OF LIMITATIONS	02-020-94	19	22-25	1310	3/7
TCE CONTAMINATION - LEAKING OR LEACHING - 'DISPOSED OF' - CHAPTER 21E	12-138-94	26	22-38	2002	6/6
TIDAL FLATS - AQUACULTURE - SHELLFISH	10-079-94	10	22-32	1680	4/25
WALDEN POND - SAND EROSION	12-114-94	13	22-36	1898	5/23
WELL-WATER CONTAMINATION - STRICT LIABILITY - EMOTIONAL DISTRESS - COUNSEL FEES	12-160-94	18	22-40	2106	6/20
WETLANDS - CONDITIONS - REASONABLENESS	11-049-94	8	22-25	1323	3/7
WETLANDS - LIMITED ACCESS PROJECT - DRIVEWAY OVER BROOK - NO ALTERNATIVE ACCESS	26-002-94	19	22-34	1808	5/9

EVIDENCE

CERTIFICATE OF DRUG ANALYSIS - ABSENCE OF SEAL	11-139-94	2	22-40	2105	6/20
DISCOVERY - CITY DOCUMENTS - POLICE SHOOTING	12-014-94	4	22-22	1172	2/14
EXPECTED EXPERT WITNESS TESTIMONY - DISCLOSURE TO DEFENDANT - TIME REQUIREMENTS	05-004-94	6	22-25	1316	3/7
EXPERT TESTIMONY - OPINION AS TO DEFENDANT'S GUILT	11-100-94	4	22-33	1740	5/2
'FRESH COMPLAINT' - INDECENT ASSAULT AND BATTERY	11-023-94	8	22-20	1046	1/31
'FRESH COMPLAINT' - RAPE TRIAL	11-115-94	5	22-37	1948	5/30
HEARSAY - ARMED ROBBERY TRIAL - INCRIMINATING ADMISSIONS BY UNAVAILABLE WITNESS	11-028-94	3	22-21	1109	2/7
HEARSAY - PROBATION REVOCATION HEARING	11-064-94	4	22-26	1364	3/14
HEARSAY - SPONTANEOUS EXCLAMATION	11-129-94	5	22-39	2045	6/13
EXCEPTION POST-ARGUMENT ACCUSATION OF ASSAULT	12-308-93	7	22-20	1055	1/31
HYPOTHESIS - HEAD TRAUMA - ONSET OF OPTIC NEURITIS	10-132-94	5	22-41	2148	6/27
IDENTIFICATION OF MURDER DEFENDANT - PHOTOGRAPHIC ARRAY	10-114-94	8	22-38	1997	6/6
MANSLAUGHTER TRIAL - PHYSICAL ABUSE BY HOMICIDE VICTIM	16-009-94	7	22-31	1656	4/18
MENTAL HEALTH RECORDS - REAR-END AUTO COLLISION	12-270-93	6	22-16	860	1/3
MOTION TO FILE 'BISHOP' SUBMISSION EX PARTE	10-021-94	19	22-22	1160	2/14
MURDER TRIAL - CROSS-EXAMINATION OF ACCESSORY - RECESS	12-108-94	5	22-34	1804	5/9
PLAINTIFF'S PSYCHIATRIC RECORDS - NEGLIGENCE CASE	01-038-94	21	22-22	1151	2/14
POSTAL WORKER - EMBEZZLEMENT - SUPERVISOR'S REPORT - RULE 16(A)(1)(A)	02-035-94	6	22-28	1470	3/28
PRODUCTS LIABILITY SUIT - STATEMENTS OF PLAINTIFF'S DECEDENT	01-091-94	46	22-32	1676	4/25
SUBSEQUENT REMEDIAL MEASURE - FALL ON DOCK - REPLACEMENT OF RAMP WITH STEPS	02-003-94	9	22-19	986	1/24
SUBSEQUENT REMEDIAL MEASURE - RULE 407	10-080-94	7	22-32	1684	4/25
TREATMENT RECORDS - HOMICIDE TRIAL	13-030-94	4	22-32	1691	4/25
UNREBUTTED EXPERT TESTIMONY - ASSESSMENT OF CREDIBILITY	10-102-94	6	22-35	1851	5/16
VEHICULAR HOMICIDE - IMPEACHMENT OF WITNESS - PRIOR 'OPERATING TO ENDANGER' CONVICTION	10-087-94	5	22-34	1791	5/9
VIDEOTAPED DEPOSITION - JUDGE'S ABSENCE FROM COURTROOM	10-024-94	4	22-22	1162	2/14
WITNESS - IMPEACHMENT - PRIOR CONVICTIONS - BURDEN TO SHOW PRESENCE OF COUNSEL					

FORFEITURE

MOTOR VEHICLE - CONTROL	10-058-94	8	22-28	1478	3/28
PRIOR DISMISSALS WITH PREJUDICE - CLAIM PRECLUSION	02-040-94	4	22-28	1472	3/28

HABEAS CORPUS

DUE PROCESS CLAUSE - FAIR NOTICE	01-043-94	9	22-23	1209	2/21
FAILURE TO MAKE TIMELY OBJECTION - 'BOOKING SLIP' - NO SHOWING OF CAUSE OR PREJUDICE	01-051-94	9	22-25	1309	3/7
JURY INSTRUCTION - MALICE - HARMLESS ERROR	01-074-94	33	22-29	1520	4/4
JURY INSTRUCTION ON PROVOCATION - MURDER TRIAL	01-118-94	20	22-35	1841	5/16
JURY INSTRUCTIONS - FELONY MURDER	01-075-94	27	22-29	1520	4/4
JURY INSTRUCTIONS - REASONABLE DOUBT	02-096-94	75	22-37	1941	5/30
RENEWED PETITION - PREVIOUSLY REJECTED CLAIMS	02-108-94	13	22-39	2040	6/13
SECOND-DEGREE MURDER CONVICTION - INSUFFICIENT EVIDENCE - GETAWAY DRIVER	02-107-94	22	22-39	2035	6/13
USE OF STANDBY COUNSEL - LIMITATIONS	02-041-94	11	22-29	1522	4/4

IMMIGRATION

DENIAL OF DISCRETIONARY RELIEF - MISCHARACTERIZATION OF FILED CHARGES AS CONVICTIONS - HARMLESS ERROR	01-056-94	13	22-26	1356	3/14
DEPORTATION ORDER - CRIME INVOLVING MORAL TURPITUDE	01-028-94	11	22-21	1091	2/7
DEPORTATION ORDER - LACK OF COUNSEL - COLLATERAL ATTACK	01-022-94	12	22-21	1089	2/7
REOPENING OF DEPORTATION PROCEEDINGS	01-392-93	8	22-17	936	1/17

INSURANCE

ARBITRATION - UNDERINSURED MOTORIST - NO EXHAUSTION REQUIREMENT	11-259-93	6	22-16	896	1/10
ASSAULT ON CLUB PATRON - POLICY EXCLUSIONS	12-077-94	8	22-31	1646	4/18
AUTO THEFT CLAIM - CONSUMER PROTECTION ACT - TREBLE DAMAGES	16-001-94	2	22-17	956	1/17
AUTOMOBILE - UNINSURED MOTORIST BENEFITS - 'HIT AND RUN'	12-044-94	6	22-27	1429	3/21
AUTOMOBILE - PROPERTY DAMAGE COVERAGE - G.L.c. 93A	13-010-93	9	22-26	1270	3/14
CANCELLATION NOTICE SENT TO REGISTRY BEFORE EFFECTIVE DATE - G.L.c. 175, §113A(2)	12-107-94	7	22-34	1804	5/9
COMMONWEALTH EMPLOYEE - TREATMENT AT PSYCHIATRIC FACILITY	12-150-94	9	22-39	2049	6/13
COMPREHENSIVE LIABILITY POLICY - CLAIM DEFENSE - LANDFILL POLLUTION	11-054-94	7	22-25	1326	3/7
COOPERATION CLAUSE - MISINFORMATION REGARDING THEFT OF CAR - NO PREJUDICE	16-005-94	8	22-29	1541	4/4
DAMAGES - INTEREST - COSTS	02-053-94	6	22-31	1626	4/18
DEATH BENEFITS - ACCEPTANCE OF CHECK - NO ACCORD AND SATISFACTION	16-016-94	5	22-36	1904	5/23
DEFENSE OF POLICYHOLDER - FAILURE TO SETTLE	10-032-94	13	22-24	1261	2/28
DELAY IN DISCLAIMING COVERAGE - UNFAIR AND DECEPTIVE PRACTICE	12-283-93	7	22-17	950	1/17
DENIAL OF COVERAGE - NO UNFAIR SETTLEMENT PRACTICE - FAILURE TO COOPERATE - FRAUD	11-089-94	7	22-32	1685	4/25
DOMESTIC RECIPROCAL EXCHANGE - TERMINATION OF ATTORNEY-IN-FACT	12-295-93	17	22-17	954	1/17
'DROP-DOWN' - EXCESS COVERAGE	02-005-94	27	22-21	1101	2/7
DUTY TO DEFEND - MALL TENANT - SLIP AND FALL ON SIDEWALK	120050-94	8	22-28	1486	3/28
ERISA - DISABILITY BENEFITS	05-005-94	31	22-25	1316	3/7
TERMINATION - POLICYHOLDER'S ABILITY TO WORK	12-273-93	12	22-16	902	1/10
EXCLUSION FOR ASSAULT AND BATTERY - ASSAULT ON POLICYHOLDER'S PATRON	13-007-94	6	22-25	1333	3/7
EXCLUSION FROM COVERAGE - DAMAGE TO PROPERTY UNDER INSURED'S PHYSICAL CONTROL	12-024-94	10	22-25	1328	3/7
EXPLOSION DAMAGE TO COMMERCIAL BUILDING - NO TENANT LIABILITY	10-104-94	10	22-35	1852	5/16
GENERAL LIABILITY POLICIES - SEX DISCRIMINATION - 'OCCURRENCE'	12-080-94	14	22-31	1647	4/18
GROUP HEALTH - STATE EMPLOYEES	12-094-94	34	22-33	1742	5/2
HAZARDOUS WASTE - POLLUTION EXCLUSION	02-019-94	8	22-23	1211	2/21
HEALTH - COBRA COVERAGE - EMPLOYEE TERMINATION FOR GROSS MISCONDUCT	12-119-94	5	22-36	1900	5/23
HOMEOWNERS POLICY - EXCLUSION FOR INTENTIONAL HARM - MANSLAUGHTER	12-030-94	4	22-25	1330	3/7
HOMEOWNERS POLICY - INJURED SNOWMOBILE PASSENGER	02-028-94	22	22-25	1315	3/7
INDEMNIFICATION - ARCHITECTURAL FIRM - COUNTERCLAIM FOR FAULTY HVAC WORK	12-162-94	7	22-41	2152	6/27
INJURY CAUSED BY UNIDENTIFIED MAN ASSISTING POLICYHOLDER'S STALLED CAR - NO UNINSURANCE BENEFITS	11-119-94	10	22-37	1944	5/30
INSOLVENCY OF UNDERLYING INSURANCE COMPANY - DROP DOWN	10-101-94	19	22-35	1856	5/16
INSOLVENT INSURANCE COMPANY - RECEIVER'S AUTHORITY TO SETTLE CLAIM AGAINST ACCOUNTANT	12-095-94	16	22-33	1742	5/2
LANDFILL - CONTAMINATION - NO DUTY TO DEFEND OR INDEMNIFY	10-123-94	5	22-40	2091	6/20
LAW ENFORCEMENT PROFESSIONAL LIABILITY POLICY - MOTOR VEHICLE EXCLUSION - HIGH-SPEED CHASE	12-318-93	9	22-24	1273	2/28
LIFE - SUICIDE - 'ISSUE DATE'					

MARINE - CLAIM PRECLUSION	11-098-94	9	22-33	1738	5/2
MISREPRESENTATION - AVOIDANCE - POLICY OBTAINED BY MORTGAGEE	12-078-94	24	22-31	1646	4/18
MORTGAGE TITLE - APPARENT AUTHORITY	01-047-94	31	22-24	1260	2/28
MORTGAGEE'S UNTIMELY PROOF OF CLAIM - FLOOD INSURANCE	05-021-94	16	22-38	1995	6/6
MOTOR VEHICLE - GUEST OCCUPANT - UNINSURED MOTORIST BENEFITS	11-116-94	5	22-37	1942	5/30
MOTOR VEHICLE - OPTIONAL BODILY INJURY COVERAGE	10-003-94	2	22-16	895	1/10
MOTOR VEHICLE - PIP BENEFITS - INJURY VICTIM'S CONSUMPTION OF LIQUOR	13-013-94	5	22-27	1430	3/21
MOTOR VEHICLE - REGULAR USE EXCLUSION	11-044-94	4	22-24	1268	2/28
MOTOR VEHICLE - THEFT CLAIM - HEARSAY	13-020-94	10	22-29	1538	4/4
MOTOR VEHICLE - TWO POLICIES' LIMITING CLAUSES	10-091-94	13	22-34	1792	5/9
MOTOR VEHICLE - UNDERINSURED COVERAGE - PARENT'S POLICY	12-272-93	8	22-16	901	1/10
MOTOR VEHICLE - VANDALISM CLAIM - CONJECTURE	13-025-94	6	22-29	1540	4/4
PERSONAL INJURY PROTECTION BENEFITS - GROUP HEALTH COVERAGE	13-050-94	7	22-40	2108	6/20
POLLUTION EXCLUSION CLAUSE - FIRE	12-065-94	9	22-29	1535	4/4
POLLUTION EXCLUSION CLAUSE - NO 'SUDDEN AND ACCIDENTAL' RELEASE	01-153-94	27	22-41	2141	6/27
POLLUTION EXCLUSION CLAUSE - NO 'SUDDEN AND ACCIDENTAL' RELEASE - NO DUTY TO DEFEND	12-010-94	12	22-22	1171	2/14
POLLUTION LIABILITY POLICY - NO GOVERNMENT ACTION 'INITIATED DURING POLICY PERIOD'	01-094-94	12	22-33	1724	5/2
PROPERTY DAMAGE ALLEGEDLY CAUSED BY LESSEE - NO COVERAGE UNDER LESSEE'S POLICY	03-021-94	15	22-28	1472	3/28
REINSURANCE - LEGAL EXPENSES - ACTION BY POLICYHOLDER TO DETERMINE COVERAGE	10-017-94	13	22-21	1105	2/7
SETOFF - TWO LIABLE INSURANCE COMPANIES - CONNECTICUT LAW	02-187-93	9	22-19	987	1/24
SEXUAL ASSAULT BY BUS DRIVER - COVERAGE UNDER MOTOR VEHICLE POLICY	10-122-94	5	22-40	2089	6/20
TERMINATED EMPLOYEE'S CLAIM AGAINST EMPLOYER - 'PERSONNEL DISPUTE' EXCLUSION	02-076-94	2	22-33	1728	5/2
TRUCK RENTAL - LIABILITY LIMIT	12-313-93	8	22-21	1110	2/7
UNDERINSURANCE BENEFITS - WORKERS COMPENSATION ACT - EXCLUSIVITY	10-261-93	8	22-16	842	1/3
UNDERINSURED MOTORIST - CORPORATION AS 'NAMED INSURED' - NO COVERAGE FOR EMPLOYEE	10-028-94	7	22-23	1221	2/21
UNDERINSURED MOTORIST BENEFITS - 'PROMPT' NOTICE	12-156-94	8	22-40	2106	6/20
UNDERINSURED MOTORIST BENEFITS - 'SIMILAR COVERAGE'	11-058-94	3	22-26	1360	3/14
UNDERINSURED MOTORIST CLAIM - NOTICE	12-143-94	7	22-38	2002	6/6
UNINSURED MOTORIST - PASSENGER IN STOLEN CAR	10-096-94	7	22-35	1854	5/16
UNINSURED MOTORIST BENEFITS - 'PROMPT' NOTICE - SUMMARY JUDGMENT	12-088-94	4	22-32	1689	4/25
UNINSURED MOTORIST CLAIMS - WORKERS' COMPENSATION	12-056-94	5	22-28	1488	3/28
USE OF VEHICLE WITHOUT OWNER'S CONSENT - NO COVERAGE	11-255-93	5	22-16	844	1/3

JUDGES

RECUSAL - ALLEGED PREJUDICE - NEW TRIAL	01-129-94	14	22-38	1984	6/6
RECUSAL MOTION - NO PREJUDICE	12-033-94	6	22-25	1332	3/7

JURISDICTION

ALLEGED NEPA VIOLATIONS - NUCLEAR REGULATORY COMMISSION	02-098-94	11	22-38	1988	6/6
AMOUNT IN CONTROVERSY - INSURANCE - EMOTIONAL DISTRESS	02-068-94	5	22-33	1725	5/2
DISTRICT COURT - QUANTUM MERUIT	11-005-94	2	22-17	948	1/17
DISTRICT COURT - SERVICES TO CRIMINAL DEFENDANT - DEPARTMENT OF MENTAL RETARDATION	10-120-94	10	22-39	2041	6/13
FEDERAL SAVINGS BONDS - CLAIM IN EXCESS OF \$10,000	01-046-94	12	22-24	1260	2/28
LONG-ARM - CALIFORNIA HOTEL - TRANSACTING BUSINESS IN MASSACHUSETTS	10-007-94	14	22-19	988	1/24
LONG-ARM TRADE SECRET MISAPPROPRIATION CLAIM	02-029-94	16	22-27	1412	3/21
PATENT INFRINGEMENT SUIT - FOREIGN CORPORATION - NO 'MINIMUM CONTACTS'	02-081-94	10	22-34	1784	5/9
PERSONAL - DANISH CHAIR DESIGNER AND MANUFACTURER	02-178-93	8	22-16	835	1/3
PERSONAL - QUEBEC DEFENDANT - NO SHOWING OF 'TRANSACTING BUSINESS' IN MASSACHUSETTS	13-091-93	15	22-17	956	1/17
REMOVAL TO FEDERAL COURT - FDIC	01-382-93	9	22-16	883	1/10
VENUE - FORUM NON CONVENIENS - HAWAIIAN SHOPPING CENTER	12-058-94	12	22-28	1489	3/28
VENUE - FORUM SELECTION CLAUSE IN CONTRACT	02-100-94	2	22-38	1992	6/6

JURY AND JURORS

AFFIDAVIT PRESENTED BY JUROR - ETHNIC BIAS	11-083-94	8	22-30	1582	4/11
G.L.c. 234, §34 - NO COERCION - GUILTY VERDICT	10-006-94	20	22-17	947	1/17
JURORS' QUESTIONING OF WITNESSES - DEFENSE COUNSEL'S FAILURE TO OBJECT	10-098-94	15	22-35	1854	5/16
MEDICAL MALPRACTICE TRIAL - PHYSICIAN AS JUROR	11-124-94	4	22-38	2000	6/6
MISUSE OF PEREMPTORY CHALLENGE	11-027-94	6	22-21	108	2/7

Case Subject Index

JURY AND JURORS continued

CASE#	NO. PGS.	VOL. ISSUE NO.	CUM PG. NO.	ISS. DATE
BLACK VENIREMAN				
PEREMPTORY CHALLENGES - EXCLUSION OF PRESUMED ROMAN CATHOLICS	11-050-94	13	22-25	1324 3/7
PEREMPTORY CHALLENGES - PROSPECTIVE WOMEN JURORS	10-115-94	15	22-38	1997 6/6
POST-VERDICT INTERROGATION OF JURORS - LACK OF NECESSARY MAJORITY	10-066-94	9	22-31	1636 4/18
RAPE TRIAL - USE OF PEREMPTORY CHALLENGES	11-125-94	16	22-38	2001 6/6
TERMINATION FOR FAILURE TO PROVIDE ADVANCE NOTICE OF ABSENCE DUE TO JURY DUTY	05-018-94	7	22-36	1889 5/23
UNDERREPRESENTATION OF HISPANICS	01-135-94	21	22-38	1985 6/6

JUVENILE

'CHINS' PROCEEDING - PARENTAL CONSENT	10-052-94	11	22-27	1416 3/21
MURDER DEFENDANT - AMENABILITY TO REHABILITATION	12-018-94	20	22-22	1175 2/14
TRANSFER MOTION - DENIAL - RELIANCE ON PSYCHOLOGIST'S REPORT	11-046-94	3	22-24	1271 2/28

LABOR

ARBITRATION - STAY - DECLARATORY RELIEF - EXISTENCE OF COLLECTIVE BARGAINING AGREEMENT	01-095-94	19	22-33	1724 5/2
ASSIGNMENT OF OUTSIDE DETAIL WORK - POLICE PERSONNEL	21-023-94	11	22-39	2053 6/13
CALL FIREFIGHTERS - NO SEPARATE BARGAINING UNIT	21-013-94	6	22-36	1905 5/23
CHANGE IN HMO CONTRIBUTION	21-021-94	44	22-39	2053 6/13
CHANGES IN TRAVEL REIMBURSEMENT METHOD - NO UNILATERAL CHANGE	21-024-94	13	22-39	2053 6/13
CITY WORKERS - WAGE INCREASE - FAILURE TO APPROPRIATE	10-116-94	8	22-38	1998 6/6
CORRECTIONAL OFFICERS - UNILATERAL CHANGE OF WORK SHIFTS - ROLL CALL	21-003-94	16	22-32	1692 4/25
ELECTION - BUS DRIVERS - ELIGIBILITY OF PART-TIME DRIVER	21-052-93	12	22-21	1111 2/7
EMERGENCY MEDICAL TECHNICIANS - SEPARATE BARGAINING UNIT	21-015-94	28	22-36	1905 5/23
FAILURE TO IMPLEMENT GRIEVANCE SETTLEMENT AGREEMENTS	21-009-94	15	22-36	1904 5/23
FAILURE TO REAPPOINT TOWN EMPLOYEE - RETALIATION	21-010-94	55	22-36	1904 5/23
FAIR REPRESENTATION BY UNION - FAILURE TO SUBMIT SETTLEMENT AGREEMENT TO MEMBERSHIP VOTE	11-123-94	5	22-38	2000 6/6
FIREFIGHTERS - EFFECTIVE RETIREMENT DATE - IMPACTS OF RETIREMENT BOARD ORDER	21-008-94	15	22-32	1692 4/25
HOUSING AUTHORITY SUPERVISORS AND DIRECTORS - NON-MANAGERIAL POSITIONS	21-004-94	13	22-32	1692 4/25
INCREASE IN EMPLOYEE HMO CONTRIBUTIONS - EXHAUSTION OF REMEDIES	11-260-93	3	22-16	899 1/10
INTERFERENCE WITH EMPLOYEE RIGHT TO ORGANIZE	01-139-94	8	22-39	2032 6/13
LAYOFF OF CUSTODIANS - PROTECTED ACTIVITY	21-005-94	25	22-32	1692 4/25
NLRA - UNFAIR LABOR PRACTICE DURING CONTRACT NEGOTIATIONS	01-079-94	8	22-29	1521 3/4
PERFORMANCE EVALUATIONS - NO SHOWING OF HARM TO EMPLOYEES	21-053-93	7	22-23	1235 2/21
POLICE EXAMINATION - FAIRNESS	11-257-93	10	22-16	898 1/10
POLICE OFFICER - SUSPENSION - DISSEMINATION OF ELECTRONIC MESSAGE	10-070-94	7	22-31	1637 4/18
POLICE PATROL SUPERVISORS - NO CHANGE FROM PAST PRACTICE	21-020-94	11	22-39	2053 6/13
REDUCTION IN HEALTH INSURANCE BENEFITS - DUTY TO BARGAIN	10-018-94	4	22-22	1160 2/14
REDUCTION IN WORK HOURS - LOSS OF BUSINESS	21-006-94	25	22-32	1692 4/25
REFUSAL TO PAY FORMER EMPLOYEE'S COUNSEL FEES AND COURT COSTS - NO RETALIATORY MOTIVE	21-002-94	18	22-23	1235 2/21
REGISTERED NURSES - REPRESENTATION ELECTION	21-011-94	10	22-36	1904 5/23
REPRESENTATION PETITION - ATTORNEYS EMPLOYED BY MBTA	21-018-94	7	22-36	1905 5/23
REQUEST FOR BINDING ARBITRATION - FAILURE TO INDICATE RELEVANT PART OF BARGAINING AGREEMENT	21-012-94	5	22-36	1905 5/23
RETALIATION CLAIM - ELIMINATION OF DESK SERGEANT POSITION	21-007-94	14	22-32	1692 4/25
RETALIATORY DISCHARGE CLAIMS - EVIDENCE	01-045-94	12	22-23	1210 2/21
SCHOOL HEALTH AIDE - ACCRETION INTO CITY-WIDE BARGAINING UNIT	21-016-94	11	22-36	1905 5/23
STATE UNIVERSITY TEACHING ASSISTANTS - APPROPRIATE BARGAINING UNIT	21-014-94	20	22-36	1905 5/23
STEAMSHIP AUTHORITY EMPLOYEES - ELECTION	21-017-94	51	22-36	1905 5/23

TUTOR - DISMISSAL - LACK OF TRUTHFULNESS ON APPLICATION
UNFAIR REPRESENTATION CLAIM
UNILATERAL CHANGE - LUNCH HOUR CHOICE
UNILATERAL CHANGE IN PAST PRACTICE - TOWN'S PAYMENT FOR COURSES AT UNACCREDITED SCHOOLS
UNILATERAL WORK CHANGES - FIREFIGHTERS
'ZERO TOLERANCE' DRUG POLICY - POLICE OFFICERS

LANDLORD AND TENANT

BREACH OF IMPLIED WARRANTY OF HABITABILITY - RENT SUBSIDY RECIPIENT - DAMAGES	10-107-94	12	22-36	1890 5/23
BREACH OF IMPLIED WARRANTY OF HABITABILITY - RENT SUBSIDY RECIPIENT - DAMAGES	10-108-94	12	22-36	1889 5/23
CERTIFICATE OF EVICTION - CONSISTENT LATE PAYMENT OF RENT	13-044-94	11	22-37	1952 5/30
DEBTOR'S LEVY OF EXECUTION - RIGHT TO RENTS	17-002-94	7	22-21	1111 2/7
DELIVERY MAN - BENEFICIARY OF LEASE - FAILURE TO INSURE PREMISES	12-125-94	7	22-36	1902 5/23
EQUITY SUIT TO PREVENT OCCUPANCY BY NON-TENANT - ATTORNEY'S FEES	13-009-94	7	22-25	1337 3/7
EVICTED - NO RECOVERY AS 'VICTIM OF VIOLENT CRIME'	13-033-94	5	22-34	1806 5/9
ICE AND SNOW REMOVAL - LEASE TERM	17-004-94	2	22-23	1228 2/21
INSUFFICIENT HEAT - SANITARY CODE VIOLATIONS	12-122-94	5	22-36	1901 5/23
LEAD PAINT - 'MANAGER' OF PREMISES - NO LIABILITY	12-047-94	5	22-27	1430 3/21
LEAD PAINT - WARRANTY OF HABITABILITY - QUIET ENJOYMENT - G.L.c. 93A	17-007-94	15	22-29	1541 4/4
LEAD POISONING - STRICT LIABILITY	17-010-94	17	22-37	1953 5/30
- NEGLIGENCE	17-009-94	5	22-36	1904 5/23
NOTICE TO QUIT - POSSESSION - TENANT'S CURE RIGHTS	10-053-94	21	22-27	1420 3/21
PUBLIC HOUSING - FAILURE TO REMOVE NONTENANTS INVOLVED IN DRUG ACTIVITY	12-102-94	3	22-34	1803 5/9
RENT ARREARAGE - FAILURE TO RECEIVE WELFARE PAYMENT	12-057-94	22	22-28	1489 3/28
RENT CONTROL - CONDITIONAL REMOVAL PERMIT	13-029-94	6	22-32	1691 4/25
RENT DUE - CONSTRUCTIVE EVICTION - LOSS OF PROFITS	17-006-94	14	22-24	1277 2/28
RENT INCREASE - DISALLOWANCE - OWNER-OCCUPIED THREE-FAMILY HOUSE - FAILURE TO APPLY FOR EXEMPTION	12-032-94	19	22-25	1331 3/7

LICENSES AND PERMITS

HAZARDOUS WASTE FACILITY - PREEMPTION OF FLAMMABLE MATERIALS LICENSE	14-029-94	6	22-39	2050 6/13
LIQUOR - SUSPENSION - PERMITTING	12-285-93	5	22-17	951 1/17
ILLEGAL DRUG USE IN BAR	12-157-94	8	22-41	2153 6/27
NIGHTCLUB - DENIAL OF REQUEST FOR 2 A.M. CLOSING LICENSE	10-265-93	4	22-16	893 1/10
PSYCHOLOGISTS - SUSPENSION - NO 'JUST AND SPEEDY DETERMINATION'	12-140-94	6	22-38	2003 6/6
REVOCATION - INADEQUATE NOTICE - INSUFFICIENT EVIDENCE	11-030-94	15	22-22	1164 2/14
SHELLFISH LICENSE NOT GIVEN TO FIRST APPLICANT	12-089-94	6	22-32	1690 4/25
SPEECH-LANGUAGE PATHOLOGIST - 'GRANDFATHERING' CLAUSE	26-015-93	6	22-17	964 1/17
WATERWAYS LICENSE - INVALIDITY	12-081-94	18	22-31	1647 4/18

MORTGAGES

ASSIGNMENT OF FIRST MORTGAGE - NO CONSPIRACY TO DEFEAT SECOND MORTGAGE	12-314-93	6	22-24	1272 2/28
DEFICIENCY JUDGMENT - ACTION AGAINST DECEDENT'S ESTATE - STATUTE OF LIMITATIONS	12-049-94	8	22-28	1485 3/28
DRAGNET CLAUSE - WRONGFUL FORECLOSURE CLAIM - SUBSEQUENT INDEBTEDNESS	02-047-94	14	22-29	1528 4/4
EQUITABLE SUBORDINATION - CONVEYANCE BY MORTGAGOR TO MORTGAGEE-CONTROLLED CORPORATION	02-026-94	4	22-25	1314 3/7
FORECLOSURE - FDIC - SECOND MORTGAGE EXECUTED BY HUSBAND	02-004-94	2	22-19	987 1/24
FORECLOSURE - FMHA VIOLATION OF REGULATIONS	10-061-94	14	22-29	1530 4/4
FORECLOSURE - NO G.L.c. 93A VIOLATION	11-079-94	14	22-29	1531 4/4
FORECLOSURE - REASONABLENESS - INAPPLICABILITY OF UCC ARTICLE 9	17-008-94	3	22-30	1589 4/11
FORECLOSURE - SALES - WAIVER	02-002-94	4	22-17	985 1/24
FORECLOSURE SALE - DEFICIENCY - INTEREST				

What Is A 'Lawyers Weekly No.'?

The Lawyers Weekly No. is a seven-digit number which our editors assign to each case we receive from Massachusetts courts and agencies.

• The first two digits of the Lawyers Weekly No. correspond to the court or agency which issued the decision. (For example, a Lawyers Weekly No. beginning "01" is from the U.S. Court of Appeals.)

• The middle three digits relate to the number of cases received from that court or agency in the relevant calendar year. (For example, a Lawyers Weekly No. beginning with the digits "01-372" refers to the 372nd case received that year from the U.S. Court of Appeals.)

• The last two digits are the year in which the case was issued. Most of the cases in this index have a Lawyers Weekly No. ending with the number "94."

CASE#	NO. PGS.	VOL. ISSUE NO.	CUM PG. NO.	ISS. DATE
FORECLOSURE SALE - NOTICE OF LIABILITY FOR DEFICIENCY - MORTGAGOR'S PRESENCE AT SALE	02-085-94	12	22-34	1785 5/9
PERSONAL LIABILITY - TRUSTEE AND TRUST BENEFICIARIES	02-013-94	4	22-22	1157 2/14
PRIORITY - MISTAKEN RECORDING OF DISCHARGE	14-004-94	8	22-22	1176 2/14
MOTOR VEHICLES				
LICENSE SUSPENSION - INJUNCTIVE RELIEF	11-061-94	2	22-26	1364 3/14
REVOCATION OF LICENSE BECAUSE OF OUT-OF-STATE LICENSE SUSPENSION	12-265-93	5	22-16	852 1/3
- LACK OF HEARING				
REVOCATION OF LICENSE BECAUSE OF OUT-OF-STATE LICENSE SUSPENSION	12-264-93	13	22-16	852 1/3
- RIGHT TO HEARING				
RIGHT TO INDEPENDENT BLOOD TEST - INFRINGEMENT	16-006-94	5	22-30	1588 4/11
MUNICIPAL				
GROUP HEALTH INSURANCE	10-106-94	8	22-36	1890 5/23
GROUP INSURANCE - EMPLOYEE CONTRIBUTION - ARBITRATION	11-055-94	7	22-25	1327 3/7
REGULATION OF GAS COMPANY'S EXCAVATION WORK	12-149-94	5	22-39	2048 6/13
UNFUNDED LOCAL MANDATES - MUNICIPALITIES' CLAIM FOR REIMBURSEMENT	10-005-94	15	22-17	947 1/17
WATER RATES - DISCRIMINATION CLAIM	12-053-94	9	22-28	1487 3/28
NEGLIGENCE				
ABANDONMENT OF VEHICLE IN ROAD - PROXIMATE CAUSE - JURY INSTRUCTION ON 'CAUSE' AND 'CONDITION'	11-067-94	3	22-27	1428 3/21
AIRLINE PASSENGER - COFFEE SPILL	02-103-94	9	22-38	1992 6/6
AUTO ACCIDENT - CONTRIBUTORY NEGLIGENCE - 'LAST CLEAR CHANCE' DOCTRINE	16-031-94	8	22-23	1227 2/21
AUTOMATIC DOORS - SUMMARY JUDGMENT	11-080-94	3	22-29	1534 4/4
AUTOMOBILE ACCIDENT - NO PROXIMATE CAUSE - COMPARATIVE FAULT - MAINE LAW	01-072-94	18	22-29	1519 4/4
CAR ACCIDENT - COUNTERCLAIM AGAINST COPLAINTIFF DRIVER - RES JUDICATA	12-052-94	4	22-28	1487 3/28
CAUSATION - DRUG TESTING	11-093-94	9	22-33	1736 5/2
PROCEDURE - CHAIN OF CUSTODY FORM				
CROSSWALK - NEGLIGENCE PAINTING OF MARKINGS - ACCIDENT	12-296-93	4	22-17	954 1/17
DEFECTIVE TRAFFIC LIGHT - CONTRIBUTION CLAIM AGAINST CITY - FAILURE TO NOTIFY	12-117-94	5	22-36	1899 5/23
DESIGN OF BRACKETS - DUTY TO WARN	11-069-94	3	22-27	1429 3/21
ECONOMIC LOSSES - THIRD-PARTY COMPLAINT	12-281-93	4	22-17	950 1/17
FIRE - INN'S FAILURE TO PROVIDE MEANS OF EGRESS	13-003-94	12	22-20	1057 1/31
FIRE ALLEGEDLY CAUSED BY GAS LEAK - INAPPLICABILITY OF RES IPSA LOQUITUR	12-148-94	4	22-39	2047 6/13
FIRE CAUSED BY COMPUTER EQUIPMENT - THIRD-PARTY COMPLAINT	12-110-94	6	22-35	1860 5/16
HURRICANE - BOAT DAMAGE - ACT OF GOD	16-003-94	4	22-23	1228 2/21
INDEPENDENT CONTRACTOR LIABILITY - CONTROL AND OWNERSHIP - FACTUAL ISSUES	02-071-94	18	22-33	1726 5/2
INDUSTRIAL ACCIDENT - MANUFACTURER'S DUTY TO WARN	01-145-94	14	22-40	2088 6/20
INTOXICATED EMPLOYEE - AUTO ACCIDENT - LIABILITY OF EMPLOYER	10-083-94	6	22-33	1732 5/2
LIQUOR LICENSE HOLDER - SUPERVISION OF LESSEE'S SERVICE OF ALCOHOL	02-104-94	10	22-38	1986 6/6

■ CONTINUED ON PAGE 48

If You Practice Law In These Or Other Areas And Want More Referral Business...

- ERISA • Father's Rights • Government Contracts • Dental Malpractice
- Lender Liability • Environmental • Property Tax Abatement • Seal Belt Failure
- Social Security • Burn Injuries • Franchising • Crash Helmets • Condominium Law
- Mediation • Local Counsel • Manufacturer's Rep Termination • Title Abstracts
- Accounting Malpractice • Adoption • Collection • Elder Law • Transportation

...Call Scott Ziegler at 617-451-7300, ext.118

IF YOU'RE STILL HANDLING DIVORCE ACTIONS ON A WORD PROCESSOR, YOU HAVEN'T SEEN

DIVORCE AIDE

AUTOMATED DOCUMENT PREPARATION
* PREPARE & PRINT ALMOST ANY DOCUMENT IN SECONDS

DONALD KAUFMAN, Esq.
(508)-339-6066

Requires PC, min. 640 K Memory, Hard Disk, Letter-Quality Printer

Case Subject Index

Case Subject Index

This index lists all court and agency decisions which were summarized in Lawyers Weekly during the first six months of 1994 by specific subject matter under more general subject categories.

• To locate a digest in Lawyers Weekly using this index:

1. Find the issue date in the fifth column.
 2. Go to that issue.
 3. Find the cumulative page in the fourth column.
 4. Go to that page.
- To order the full text of a case from this index:
1. Find the Lawyers Weekly No. in the first column.
 2. Dial our automated opinion service (1-800-933-5594).
 3. Punch in the Lawyers Weekly No. when it is requested.

CASE#	NO.	VOL.	CUM.	ISS.
PGS.	PGS.	PGS.	PGS.	DATE

■ CONTINUED FROM PAGE 47

NEGLIGENCE continued

MEDICAL MALPRACTICE - DISMISSAL OF AMENDED COMPLAINT	12-070-94	3	22-31	1644	4/18
MEDICAL MALPRACTICE - EXPERT WITNESS	11-016-94	3	22-20	1043	1/31
MEDICAL MALPRACTICE - JURY INSTRUCTIONS - PROXIMATE CAUSE	11-143-94	3	22-41	2150	6/27
MEDICAL MALPRACTICE - OFFER OF PROOF - EXPERT OPINION - EXTRINSIC EVIDENCE	11-029-94	11	22-22	1163	2/14
MEDICAL MALPRACTICE - PUERTO RICO LAW	01-053-94	22	22-25	1309	3/7
MEDICAL MALPRACTICE - TOLLING OF LIMITATIONS - PATIENT'S FAILURE TO APPRECIATE KNOWN RISK - LATER-ACCRUING LOSS OF CONSENT CLAIM	02-183-93	36	22-16	888	1/10
MEDICAL MALPRACTICE - URETER DAMAGE - INFORMED CONSENT	11-097-94	7	22-33	1737	5/2
MENTAL HEALTH EXAMINATION - G.L.c. 123, §12(A) - INDEPENDENT CONTRACTOR PHYSICIAN	11-121-94	5	22-38	2000	6/6
MISREPRESENTATION - G.L.c. 93A - COMPLAINT AMENDMENT - TIMELINESS	11-095-94	6	22-33	1736	5/2
PERSONAL INJURIES - PAIN - TOLLING OF STATUTE OF LIMITATIONS	13-005-94	6	22-24	1275	2/28
PHYSICIAN'S EMPLOYMENT STATUS - SUMMARY JUDGMENT	12-116-94	3	22-36	1898	5/23
'RECREATIONAL USE' - INJURY AT BEACH - NEW HAMPSHIRE LAW	01-048-94	12	22-24	1260	2/28
SLIP AND FALL - RESTAURANT PATRON	13-021-94	4	22-29	1538	4/4
SLIP AND FALL ACCIDENT - POOL OF WATER - MARKET ENTRANCE	13-012-94	6	22-26	1371	3/14
SLIP AND FALL ON ICY RAMP - NO LIABILITY	10-014-94	7	22-20	1035	1/31
SOCIAL HOST - SERVING LIQUOR TO MINOR	10-093-94	4	22-34	1793	5/9
STRICT LIABILITY CLAIM - G.L.c. 143, §51	12-015-94	4	22-22	1173	2/14
SUPERMARKET CUSTOMER - FALL OVER STOCK CART	13-031-94	6	22-34	1805	5/9
SUPERVISION OF HIGH SCHOOL STUDENTS - 'DISCRETIONARY FUNCTION'	12-254-93	6	22-16	851	1/3
TAVERN - DOG BITE	13-052-94	7	22-40	2108	6/20
WORKERS' COMPENSATION	11-017-94	6	22-20	1041	1/31
'COEMPLOYEES' IMMUNITY' RULE - SUMMARY JUDGMENT					
WRONGFUL DEATH - TRESPASSER STRUCK BY TRAIN	02-189-93	7	22-21	1099	2/7

PARENT AND CHILD

ABORTION - MENTALLY INCOMPETENT PERSON	11-070-94	8	22-27	1429	3/21
ADOPTION - FOSTER PARENTS - LACK OF NATURAL PARENTS' CONSENT	10-011-94	6	22-20	1033	1/31
CARE AND PROTECTION PROCEEDING - CHILD'S HEARSAY STATEMENTS IN §51A REPORT	11-137-94	12	22-40	2097	6/20
DISPENSING WITH NEED FOR PARENTS' CONSENT TO ADOPTION - ADMISSION OF GUARDIAN AD LITEM'S REPORT	11-074-94	8	22-28	1481	3/28
DIVORCE JUDGMENT ADJUDICATING PATERNITY - NO BAR TO LATER PATERNITY ACTION	11-106-94	6	22-34	1800	5/9

PATENT AND TRADEMARK

INFRINGEMENT SUIT - LIABILITY OF PARENT COMPANY	02-078-94	7	22-33	1728	5/2
OWNERSHIP DISPUTE - NO PRELIMINARY INJUNCTION - BIOSTABLE IMPLANT	02-091-94	8	22-36	1889	5/23
'SUGGESTIVE' TERM - LANHAM ACT	02-052-94	3	22-31	1626	4/18

PRISONS

DISCIPLINARY CONFINEMENT - REGULATIONS APPLICABLE TO OTHER DISCIPLINARY UNIT	01-119-94	15	22-35	1841	5/16
DISCIPLINE - ASSAULT - ACQUITTAL ON CRIMINAL CHARGES - LOSS OF GOOD TIME CREDITS	02-043-94	11	22-29	1522	4/4
DOUBLE-BUNKING - MODIFICATION OF CONSENT DECREE	02-007-94	23	22-22	1152	2/14
EIGHTH AMENDMENT - DEPRIVATION OF TOILET ACCESS - NO DELIBERATE INDIFFERENCE	02-102-94	8	22-38	1992	6/6
'EXCESSIVE FORCE' CLAIM - MOTION TO ALTER OR AMEND JUDGMENT	02-011-94	38	22-22	1157	2/14
GOOD CONDUCT CREDITS - PRETRIAL CONFINEMENT	10-112-94	15	22-36	1892	5/23

INMATE DISCIPLINE - MEDALLIONS	10-015-94	6	22-20	1036	1/31
NO RIGHT TO EARN GOOD TIME CREDITS	12-268-93	3	22-16	860	1/3
TRANSFER TO FEDERAL FACILITY - CARCINOGENIC DRINKING WATER - CRUEL AND UNUSUAL PUNISHMENT CLAIM	10-057-94	14	22-27	1425	3/21

PRODUCTS LIABILITY

PACEMAKER - PREEMPTION - MEDICAL DEVICE AMENDMENTS	01-062-94	18	22-26	1357	3/14
STATUTE OF LIMITATIONS - COMMENCEMENT - FIRST KNOWLEDGE OF HARM	11-004-94	4	22-17	948	1/17

PUBLIC UTILITIES

ELECTRIC COMPANY - CONTRACTOR WITH NONUTILITY GENERATOR	10-067-94	11	22-31	1637	4/18
PRIMARY TELEPHONE CALLING AREA - EXPANSION REQUEST	10-075-94	7	22-31	1640	4/18
TELEPHONE RATE PROCEEDING - STANDING AS INTERVENER	10-263-93	7	22-16	844	1/3

REAL PROPERTY

ABATEMENT - COMPARABLE PROPERTIES	20-047-93	10	22-21	1111	2/7
ADVERSE POSSESSION	14-033-94	3	22-39	2051	6/13
ADVERSE POSSESSION - MISTAKE AS TO BOUNDARY LINE	14-039-94	9	22-40	2111	6/20
ADVERSE POSSESSION - NO SHOWING OF CONTINUOUS USE	14-014-94	14	22-31	1648	4/18
ADVERSE POSSESSION - OUSTER OF CO-TENANT	14-035-94	5	22-39	2051	6/13
ADVERSE POSSESSION - PRESCRIPTIVE EASEMENT	14-016-94	16	22-34	1807	5/9
ADVERSE POSSESSION - STATEMENTS OF DECEASED PERSONS	14-023-94	19	22-38	2009	6/6
ADVERSE POSSESSION - SUMMARY JUDGMENT	14-009-94	4	22-24	1276	2/28
ADVERSE POSSESSION - UNIMPROVED LAND	14-007-94	9	22-22	1177	2/14
ATTACHMENT - LEVY BY SALE - NOTICE - RETURN OF EXECUTION	11-107-94	5	22-34	1799	5/9
BROKER'S COMMISSION - SALE OF HOUSE TO TENANTS	13-001-94	7	22-19	1006	1/24
CONDOMINIUM - 'ILLEGAL' COMMON EXPENSES - WITHHOLDING OF PAYMENT	11-102-94	11	22-34	1796	5/9
CONDOMINIUM - UNLAWFUL ADDITIONS INTO COMMON AREA - NO REMOVAL	10-068-94	15	22-31	1633	4/18
CONDOMINIUM TRUSTEES - COMMON CHARGES	13-024-94	10	22-29	1539	4/4
CONDOMINIUM UNIT - ATTACHING CREDITOR	14-036-94	9	22-39	2052	6/13
CONVEYANCE - FEE SIMPLE SUBJECT TO CONDITION SUBSEQUENT - GRANTOR'S EXCAVATION RIGHT	14-013-94	15	22-31	1647	4/18
COUNTY COURTHOUSE - LAND PURCHASED FROM REDEVELOPMENT AUTHORITY	10-117-94	10	22-38	1998	6/6
COUNTY HIGHWAY - DISCONTINUANCE	14-022-94	8	22-36	1903	5/23
DECLARATORY ACTION - STANDING	14-051-94	3	22-41	2157	6/27
DEED RESTRICTION - IN-GROUND SWIMMING POOL	14-037-94	7	22-39	2052	6/13
DRAINAGE EASEMENT DEPICTED IN SUBDIVISION PLAN - NO MENTION IN CHAIN OF TITLE	14-032-94	5	22-39	2051	6/13
DRIVEWAY EASEMENT - INSTALLATION OF SEWER LINE	14-053-94	6	22-41	2158	6/27
EASEMENT - INDETERMINATE - WIDTH AND LOCATION	14-043-94	10	22-41	2156	6/27
EASEMENT - TRESPASS	11-052-94	6	22-25	1325	3/7
EMINENT DOMAIN - EASEMENT - VALUATION - SUBDIVISION PLAN	05-017-94	12	22-35	1850	5/16
EMINENT DOMAIN - URBAN RENEWAL	10-012-94	4	22-20	1034	1/31
EMINENT DOMAIN - WATER SERVICE FACILITY	11-084-94	4	22-30	1583	4/11
EMINENT DOMAIN TAKING - LOSS OF ACCESS - PUBLIC WAY	10-038-94	9	22-25	1318	3/7
ENCROACHING DRIVEWAY AND WALL - NO REMOVAL INJUNCTION	12-106-94	9	22-34	1804	5/9
FORECLOSURE SALE - COMMERCIAL REASONABLENESS	14-034-94	5	22-39	2051	6/13
FORECLOSURE SALE - DEFICIENCY	13-036-94	5	22-34	1806	5/9
GRANT OF RIGHT TO USE PROPERTY - ABANDONMENT OF ADVERSE POSSESSION CLAIM AS INADEQUATE CONSIDERATION	14-038-94	8	22-41	2154	6/27
IMPROVEMENT - HYDRAULIC LIFT - SIX-YEAR LIMITATIONS PERIOD	12-297-93	5	22-17	955	1/17
INDIAN SETTLEMENT LAND - SETTLEMENT AND GAMING ACTS	01-069-94	53	22-28	1469	3/28
LEAD PAINT LIABILITY - MORTGAGOR AS OWNER OF PREMISES	02-069-94	14	22-33	1725	5/2
MORTGAGE FORECLOSURE PROCEEDS - ATTACHMENT - NOMINEE TRUST	11-053-94	11	22-25	1325	3/7
MORTGAGOR'S SALE - ENTITLEMENT TO SURPLUS	13-089-93	6	22-16	906	1/10
OWNERSHIP - BOUNDARY	11-013-94	7	22-19	1002	1/24
PRESCRIPTIVE EASEMENT - JEEP TRAIL	14-008-94	10	22-22	1177	2/14
PRIVATE WAY - SUBDIVISION - EASEMENT	14-052-94	6	22-41	2158	6/27
REGISTRATION OF TITLE - AMBIGUOUS DEEDS	14-069-93	14	22-16	908	1/10
REJECTION OF PRELIMINARY SUBDIVISION PLAN - NO 'ACTUAL CONTROVERSY'	14-018-94	6	22-34	1807	5/9
RENT CONTROL - CONDOMINIUM CONVERSION - THREE-UNIT BUILDING	14-071-93	26	22-17	956	1/17
REPLEVIN - RETURN OF UNIVERSITY'S SWORD AND SCABBARD	12-279-93	18	22-16	904	1/10
RESCISSION BECAUSE OF G.L.c. 93A VIOLATION - PURCHASE PRICE NOT INCLUDED IN MULTIPLE DAMAGES	10-119-94	10	22-39	2040	6/13
RESCISSION OF SUBDIVISION APPROVAL 'AS INITIO' - SUMMARY JUDGMENT	12-087-94	7	22-32	1688	4/25
RESTRICTION ON GRANTEE'S DEVELOPMENT OF LAND - NO 'ACTUAL	14-031-94	7	22-39	2050	6/13

AND SUBSTANTIAL BENEFIT'					
RIGHTS BY PRESCRIPTION	14-046-94	4	22-41	2156	6/27
SALE OF OFFICE BUILDING - DEPARTURE OF TENANT - FRAUD AND G.L.c. 93A CLAIMS AGAINST SELLER	11-041-94	11	22-24	1265	2/28
SUBDIVISION APPROVAL - STANDING TO APPEAL	14-047-94	4	22-41	2156	6/27
'SUBDIVISION NOT REQUIRED' ENDORSEMENT - TIMELINESS OF CHALLENGE	12-161-94	9	22-41	2154	6/27
SUBDIVISION PLAN - DISAPPROVAL - LACK OF SUFFICIENT LEGAL BASIS	14-005-94	17	22-22	1177	2/14
SUBDIVISION PLAN AMENDMENT - ELIMINATION OF ROADS - INTERFERENCE WITH LANDOWNERS' ACCESS	12-061-94	6	22-28	1491	3/28
SUBLEASE - DECEPTION - G.L.c. 93A	12-004-94	25	22-19	1004	1/24
SUBROGATION IN EQUITY	14-045-94	4	22-41	2156	6/27
TAKING - WETLANDS CONSERVANCY DISTRICT	10-051-94	12	22-27	1423	3/21
TAX TAKING - NOTICE TO DELINQUENT TAXPAYER'S HEIRS	14-030-94	4	22-39	2050	6/13
TELLER BOND FINANCING - REVOCATION OF OFFICIAL ACTION STATUS	02-185-93	4	22-17	944	1/17
TITLE - INCONSISTENT DEEDS	14-049-94	5	22-41	2156	6/27
TITLE - PROOF OF LOCATION	14-044-94	16	22-41	2156	6/27
UNMARRIED COHABITANTS - FARM - NO CONSTRUCTIVE TRUST	10-086-94	5	22-34	1791	5/9
WAYS AND EASEMENTS - NO LOSS BY ABANDONMENT OR BY PRESCRIPTIVE OR ADVERSE USE	14-028-94	5	22-39	2050	6/13

RETIREMENT

DISABILITY - FINDING OF NO PERMANENT DISABILITY - IMPROPER RECONSIDERATION OF CAUSATION	12-135-94	7	22-38	2003	6/6
DISABILITY - FIRE DEPARTMENT 'MEMBER' - ADDITIONAL EVIDENCE	12-113-94	5	22-36	1897	5/23
DISABILITY BENEFITS - POLICE OFFICER - KNEE INJURY ERRONEOUS FINDINGS	11-048-94	19	22-25	1323	3/7
EMPLOYER MISREPRESENTATION - ERISA - PREEMPTION	10-037-94	9	22-24	1262	2/24
ERISA - ACTION AGAINST NONFIDUCIARY - PARTICIPATION IN FIDUCIARY BREACH	01-083-94	25	22-30	1572	4/11
ERISA - DENIAL OF DISABILITY BENEFITS - ARBITRARY AND CAPRICIOUS STANDARD	05-022-94	19	22-38	1995	6/6
ERISA - STANDING - NEGLIGENT MISREPRESENTATION AS TO EARLY RETIREMENT PLAN	01-032-94	15	22-21	1092	2/7
ERISA - UNION PENSION 'BREAK' IN UNION SERVICE	01-007-94	14	22-17	936	1/17
MENTALLY INCAPACITATED SON - G.L.c. 32, §12B	12-136-94	6	22-38	2001	6/6
MISAPPROPRIATION OF FUNDS - RECOUPMENT	16-012-94	5	22-32	1691	4/25
PUBLIC EMPLOYEE - RATE OF CONTRIBUTION	10-023-94	6	22-22	1162	2/14
WITHDRAWAL LIABILITY - STATUTE OF LIMITATIONS	02-060-94	12	22-31	1624	4/18

RICO

PATENT SUIT COUNTERCLAIM - LEGAL FEES AS DAMAGES	02-101-94	10	22-38	1988	6/6
VOICE MAIL - SURREPTITIOUS ACCESS BY BUSINESS COMPETITOR AND FORMER EMPLOYEES	02-097-94	11	22-38	1987	6/6

SEARCH AND SEIZURE

AFFIDAVIT - PROBABLE CAUSE	10-126-94	6	22-40	2091	6/20
ARMED ROBBERY SUSPECT - SEARCH OF VAN	11-011-94	11	22-19	1000	1/24
AUTO TRUNK - FIREARM IN BRIEFCASE	01-008-94	17	22-20	1032	1/31
AUTOMOBILE TRUNK - INVENTORY SEARCH	12-298-93	8	22-20	1048	1/31
CUSTOMS AGENTS - AIRPORT - BULGE IN PASSENGER'S MIDSECTION	01-077-94	14	22-29	1521	4/4
FIREARM - INVENTORY SEARCH	01-104-94	10	22-34	1781	5/9
IDENTIFICATION OF SUSPECT - ONE-ON-ONE CONFRONTATION	12-301-93	13	22-20	1050	1/31
INFRARED SCAN OF HOUSE - MARIJUANA-GROWING OPERATION	12-154-94	12	22-39	2049	6/13
INTRUSIVE SEARCH - PUBLIC STREET	12-139-94	9	22-38	2003	6/6
INVENTORY SEARCH OF AUTOMOBILE TRUNK - STATE'S FAILURE TO PRODUCE WRITTEN INVENTORY POLICY	16-004-94	4	22-26	1372	3/14
MOTOR VEHICLE STOP - VEHICULAR HOMICIDE	11-254-93	13	22-16	848	1/3
NO PROBABLE CAUSE TO ARREST MAN WHO DROPPED BAG - ABANDONED PROPERTY	11-122-94	8	22-38	2000	6/6
'KNOCK AND ANNOUNCE' RULE - 'USELESS GESTURE' EXCEPTION	10-088-94	6	22-34	1793	5/9
PAT AND FRISK - 'PLAIN FEEL' DOCTRINE	16-008-94	12	22-31	1650	4/18
PROBABLE CAUSE - CONFIDENTIAL INFORMANT'S TIP	10-027-94	9	22-23	1222	2/21
PROBABLE CAUSE - VERACITY	11-251-93	14	22-16	846	1/3
PROTECTIVE FRISK - FIREARM IN HANDBAG	11-088-94	4	22-31	1642	4/18
REQUIREMENT THAT OFFICERS POSSESS WARRANT IN HAND AT COMMENCEMENT OF SEARCH	10-103-94	13	22-35	1857	5/16
SELF-INCRIMINATING STATEMENT - VOLUNTARINESS	12-031-94	8	22-25	1330	3/7
SEMI-AUTOMATIC WEAPON - WOMAN'S JACKET POCKET	12-275-93	8	22-16	904	1/10
TAXICAB - WARRANTLESS STOP AND SEARCH - FIREARM	12-121-94	10	22-36	1901	5/23
'TERRY' STOP - BURGLARY SUSPECT	01-127-94	18	22-37	1940	5/30
'TERRY' STOP - DISORDERLY YOUTH - TRAIN STATION	01-035-94	6	22-22	1148	2/14
WARRANT - DRUG SUSPECT - PROBABLE	11-075-94	11	22-28	1482	3/28

Case Subject Index

CASE#	NO. PGS.	VOL. NO.	CUM PG NO.	ISS. DATE
SEARCH AND SEIZURE continued				
CAUSE				
WARRANT - MISTAKEN DESCRIPTION OF SUSPECT'S PREMISES AS SINGLE-FAMILY HOUSE	16-015-94	15	22-34	1808 5/9
WARRANT - SUSPICION OF CHILD PORNOGRAPHY - PARTICULARITY - POST-SEIZURE REVIEW	05-011-94	11	22-29	1530 4/4
WARRANTLESS ENTRY - MARIJUANA PLANTS	01-106-94	31	22-34	1781 5/9
WARRANTLESS ENTRY INTO HOME - PROTECTIVE SWEEP	12-278-93	26	22-16	904 1/10
WARRANTLESS ENTRY OF HOME - COERCED CONSENT	16-029-93	3	22-23	1228 2/21
WARRANTLESS SEARCH - PUBLIC SCHOOL STUDENT - MARIJUANA	16-002-94	5	22-23	1227 2/21
WARRANTLESS SEARCH OF CAR - PROBABLE CAUSE	11-252-93	7	22-16	847 1/3
SECURITIES				
ALLEGED SECURITIES EXCHANGE ACT AND 'AIDING AND ABETTING' VIOLATIONS	02-094-94	14	22-36	1889 5/23
CLASS ACTION - INQUIRY INTO PLAINTIFFS' INVESTMENT SOPHISTICATION	05-010-94	10	22-29	1529 4/4
FAILURE TO PLEAD FRAUD WITH PARTICULARITY	05-008-94	46	22-32	1679 4/25
FRAUD - PARTICULARITY REQUIREMENT	01-131-94	24	22-38	1984 6/6
PERSONAL INVESTMENT BY EMPLOYEE - CRIMINAL CONVICTION - PERSONAL LIABILITY FOR PROFITS	12-309-93	13	22-20	1056 1/31
SOCIAL SERVICES				
FOOD STAMPS - 'INCOME'	01-092-94	44	22-32	1676 4/25
MEDICAID REIMBURSEMENT - RATE SETTING	11-090-94	5	22-32	1686 4/25
MEDICAL ASSISTANCE - UNDOCUMENTED ALIEN - NO EMERGENCY MEDICAL CONDITION	10-026-94	7	22-23	1222 2/21
SOCIAL SECURITY DISABILITY BENEFITS - ALCOHOLISM	02-056-94	7	22-31	1627 4/18
SOCIAL SECURITY DISABILITY BENEFITS - BACK PROBLEMS AFTER FALL INJURY	02-057-94	8	22-31	1627 4/18
SOCIAL SECURITY DISABILITY BENEFITS - OVERPAYMENT	02-022-94	5	22-25	1311 3/7
SOCIAL SECURITY DISABILITY BENEFITS - PAINTER - BACK PROBLEMS	02-065-94	9	22-32	1676 4/25
SOCIAL SECURITY DISABILITY CLAIM - ABILITY TO DO LIGHT WORK	02-093-94	5	22-36	1889 5/23
TAXATION				
ASSESSMENT OF REAL PROPERTY - NO ERROR	20-059-93	7	22-21	1111 2/7
CAPITAL LOSS - APPLICATION TO FUTURE EARNINGS	20-006-94	9	22-33	1744 5/2
CORPORATION EXCISE TAX - RECAPTURE OF PRIOR YEARS' LOSSES	20-005-94	20	22-33	1743 5/2
DEFICIENCIES ON ILLEGALLY OBTAINED PROPERTY - NO CONSTITUTIONAL VIOLATION	01-385-93	13	22-16	884 1/10
EMBEZZLEMENT - LOAN PROCEEDS	01-034-94	11	22-22	1148 2/14
FEDERAL ESTATE TAX - SETTLEMENT	01-049-94	17	22-24	1260 2/28
INSTALLMENT SALE BY NONRESIDENTS - TAXABLE INTEREST	10-045-94	8	22-26	1358 3/14
REAL ESTATE ASSESSMENT - OFFICE BUILDING - CAPITALIZATION OF INCOME	20-048-93	23	22-21	1111 2/7
REAL ESTATE TAXES - LOTS SHOWN ON PLAN	20-004-94	9	22-29	1541 4/4
REAL PROPERTY VALUATION - COMPARABLE ASSESSMENTS - CONDOMINIUMS	20-049-93	7	22-21	1111 2/7
RESIDENTIAL EXEMPTION - HOME OCCUPIED BY NON-OWNER	11-127-94	8	22-39	2043 6/13
SALES AND USE TAXES - PARTICULATE COLLECTION SYSTEM - EXHAUST HOODS	20-001-94	24	22-29	1541 4/4
SHAM LOANS - INCOME	01-065-94	32	22-28	1469 3/28
CONSTRUCTIVELY RECEIVED - DIVIDEND	01-065-94	32	22-28	1469 3/28
SUBSIDIARY - INTEREST-FREE LOANS TO PARENT	10-124-94	7	22-40	2089 6/20
TORT				
ABUSE OF PROCESS - G.L.c. 209A CHARGE	12-029-94	4	22-25	1329 3/7
ALLEGED ASSAULTS ON STUDENT BY FELLOW STUDENT - MTCA - 'DISCRETIONARY FUNCTION EXCEPTION'	12-003-94	5	22-20	1047 1/31
AUTO ACCIDENT FATALITY - NO 'CHALLENGE AND RESPONSE' CHASE OR RACE	12-096-94	7	22-33	1742 5/2
BACKHOE ACCIDENT - SOVEREIGN IMMUNITY	01-036-94	7	22-22	1149 2/14
BREACH OF WARRANTY - JURY FINDING AS TO CONTRIBUTORY NEGLIGENCE - NO BAR TO RECOVERY	11-071-94	7	22-28	1480 3/28
CONVERSION - ARCHITECTURAL PLANS	12-124-94	9	22-36	1902 5/23
DAMAGE TO PRIVATE PROPERTY - LIMB OF TOWN TREE	12-051-94	4	22-28	1486 3/28
DEFAMATION - CONSUMER PROTECTION - TELEVIEWED INVESTIGATIVE REPORT	12-026-94	10	22-25	1329 3/7
DEFAMATION - CONTRACTUAL INTERFERENCE - POLICE OFFICER'S WORK FOR POLICE ACADEMY	10-016-94	13	22-20	1040 1/31
DEFAMATION - PRIVATE INVESTIGATOR'S QUESTIONS IN CONNECTION WITH LITIGATION - PRIVILEGE	02-095-94	10	22-37	1941 5/30
EMOTIONAL DISTRESS CLAIM AGAINST COMMONWEALTH - MTCA - PRESENTMENT	10-100-94	8	22-35	1856 5/16

CASE#	NO. PGS.	VOL. NO.	CUM PG NO.	ISS. DATE
FRAUD CLAIM - REALTOR'S REPRESENTATION AS TO LACK OF NOISE IN CONDOMINIUM				
12-303-93	7	22-20	1052	1/31
FRAUDULENT CONVEYANCE - CONTRIBUTION CLAIM AGAINST ATTORNEY				
12-142-94	4	22-38	2002	6/6
FRAUDULENT CONVEYANCE CLAIM - G.L.c. 93A AND 109A				
12-129-94	7	22-36	1902	5/23
LEUKEMIA - BENZENE - CAUSATION				
02-058-94	4	22-31	1627	4/18
MALICIOUS PROSECUTION - REMOVAL OF FAMILY FROM HOUSE FOLLOWING FORECLOSURE				
12-146-94	12	22-39	2048	6/13
MISREPRESENTATION - ORAL PROMISE OF PARTNERSHIP - STATUTE OF FRAUDS				
12-084-94	14	22-32	1687	4/25
MUNICIPALITY - WILFUL, WANTON OR RECKLESS CONDUCT - IMMUNITY				
12-111-94	5	22-35	1860	5/16
NEGLIGENCE BY MUNICIPALITY - WANTON OR RECKLESS CONDUCT				
11-001-94	11	22-16	896	1/10
PERSONAL INJURIES - FALL DOWN UNCOVERED MANHOLE				
12-068-94	4	22-31	1644	4/18
PERSONAL INJURY - CRUISE LINE PASSENGER - LIMITATION PROVISION				
01-057-94	7	22-26	1356	3/14
PERSONAL INJURY - PLAYGROUND PERSONAL INJURY ACTION - NO STATEMENT OF DAMAGES				
11-091-94	3	22-32	1686	4/25
SLIP AND FALL - DEFECTIVE SIDEWALK SLAB				
13-041-94	8	22-36	1903	5/23
SLIP AND FALL - NEWSPAPER DELIVERY PERSON - REQUESTS FOR RULINGS				
13-043-94	5	22-36	1903	5/23
STATE TORT CLAIMS ACT - INJURY ON MUNICIPAL ROADWAY - INAPPLICABILITY OF G.L.c. 81				
10-065-94	4	22-31	1636	4/18
STATUTE OF LIMITATIONS - CONTRIBUTION				
12-020-94	5	22-22	1176	2/14
WRONGFUL DEATH - RECOVERY BY SPOUSE, NOT PARENTS				
10-022-94	5	22-22	1161	2/14
WRONGFUL RETENTION OF PERSONAL PROPERTY				
17-001-94	3	22-21	1111	2/7
UNEMPLOYMENT COMPENSATION				
CLAIM AGAINST COMMONWEALTH - INTEREST				
11-087-94	8	22-31	1641	4/18
DET POLICY - CONSTITUTIONAL RIGHT TO TRAVEL				
02-061-94	9	22-31	1627	4/18
ELIGIBILITY - BASE EARNING REQUIREMENT				
11-066-94	7	22-27	1427	3/21
WORK STOPPAGE - NO BENEFIT ELIGIBILITY				
16-030-93	7	22-17	956	1/17
WILLS AND TRUSTS				
BREACH OF FIDUCIARY DUTY TO LIMITED PARTNER - USE OF TRUST FUNDS TO COVER COST OVERRUNS				
11-042-94	10	22-24	1270	2/28
EXECUTOR - REMOVAL - SUSPECT IN DECEDENT WIFE'S ESTATE				
10-039-94	8	22-25	1319	3/7
IRS LEVY - BENEFICIARY'S CREDITOR - NO RIGHT TO REACH AND APPLY				
12-127-94	6	22-36	1902	5/23
NEGLECT CLAIM AGAINST ATTORNEY WHO PREPARED TRUST - STANDING OF BENEFICIARIES AND TRUSTEES				
12-045-94	11	22-27	1430	3/21
PROMPT DISTRIBUTION OF CORPUS - EXCULPATORY CLAUSE				
12-291-93	11	22-17	953	1/17
TRUSTEE'S ATTORNEYS - NO DUTY OWED TO BENEFICIARIES				
10-077-94	10	22-32	1679	4/25
WORKERS' COMPENSATION				
AGGRAVATION OF PRE-EXISTING CONDITION - INSUFFICIENT FINDINGS				
25-008-94	6	22-28	1495	3/28
ATTORNEY'S FEES - SEPARATE FEES FOR SEPARATE CLAIMS				
25-012-94	9	22-30	1593	4/11
COST OF LIVING ADJUSTMENT - DOUBLE COMPENSATION FOR EMPLOYER'S WILLFUL MISCONDUCT				
10-010-94	10	22-20	1033	1/31
DECISION BY NON-PRESIDING JUDGE				
25-010-94	2	22-27	1434	3/21
DENIAL OF BENEFITS - MUTUALLY EXCLUSIVE FINDINGS				
25-003-94	5	22-24	1279	2/28
DISABILITY - RATE OF COMPENSATION				
25-001-94	10	22-21	1112	2/7
DISCONTINUANCE OF BENEFITS - FAILURE TO CONSIDER DEPOSITION TESTIMONY				
25-016-94	6	22-34	1808	5/9
DUE PROCESS - DOCUMENT PRODUCTION				
25-035-93	7	22-17	957	1/17
DUE PROCESS RIGHTS - MEDICAL REPORTS				
25-015-94	7	22-34	1808	5/9
EXCLUSIVE REMEDY - PUERTO RICO-BASED FLIGHT ATTENDANT WORKING OUT-OF-STATE				
01-386-93	15	22-16	884	1/10
FAILURE TO SET FORTH ISSUES AND GROUNDS FOR DECISION				
25-020-94	3	22-39	2054	6/13
FINDING THAT DISABILITY HAS ENDED - NO SUPPORT IN MEDICAL EVIDENCE				
25-017-94	4	22-36	1905	5/23
GENERAL FINDING - LACK OF EXPLANATION				
25-013-94	4	22-30	1593	4/1
INJURED JOCKEY - EMPLOYMENT STATUS - INADEQUATE FINDINGS				
25-005-94	31	22-24	1280	2/28
INSURANCE COMPANY'S LIEN ON RECOVERY AGAINST THIRD PARTY - MALPRACTICE ACTION AGAINST ATTORNEYS				
10-063-94	12	22-30	1575	4/11
LIABILITY ISSUE - WAIVER CLAIM				
25-007-94	4	22-27	1434	3/21
LUMP SUM SETTLEMENTS - COST OF LIVING SUPPLEMENTAL BENEFITS				
25-011-94	7	22-30	1592	4/11
MAINE LAW - NO PREEMPTION BY ERISA				
01-096-94	17	22-33	1724	5/2
NOTICE - TIMELINESS OF CLAIM - FINDINGS				
25-009-94	3	22-29	1542	4/4
PRIMARY JURISDICTION - EXHAUSTION OF REMEDIES				
10-033-94	5	22-24	1262	2/28
PSYCHOLOGICAL INJURY - INADEQUATE FINDINGS				
25-002-94	6	22-21	1113	2/7
RECREATIONAL ACTIVITY - 'PURELY VOLUNTARY' PARTICIPATION				
25-018-94	6	22-37	1953	5/30
RELIANCE ON RECALLED OR REVISED				
25-014-94	5	22-33	1744	5/2

What Is A 'Lawyers Weekly No.'?

The Lawyers Weekly No. is a seven-digit number which our editors assign to each case we receive from Massachusetts courts and agencies.

• The first two digits of the Lawyers Weekly No. correspond to the court or agency which issued the decision. (For example, a Lawyers Weekly No. beginning "01" is from the U.S. Court of Appeals.)

• The middle three digits relate to the number of cases received from that court or agency in the relevant calendar year. (For example, a Lawyers Weekly No. beginning with the digits "01-372" refers to the 372nd case received that year from the U.S. Court of Appeals.)

• The last two digits are the year in which the case was issued. Most of the cases in this index have a Lawyers Weekly No. ending with the number "94."

	CASE#	NO. PGS.	VOL. ISSUE NO.	CUM PG. NO.	ISS. DATE
MEDICAL OPINIONS					
RESIGNATION - 'PREFERENCE IN HIRING'	11-007-94	2	22-17	949	1/17
SELF-SUPPORTING WIDOW - \$31 BENEFITS	25-022-94	4	22-41	2158	6/27
SPECIAL FUND - REIMBURSEMENT OF INSURANCE COMPANY	11-086-94	15	22-31	1641	4/18
STATE PROCEEDING FOR DISABILITY BENEFITS - WORK-RELATED STRESS - ABSTENTION	05-006-94	12	22-25	1318	3/7
THIRD-PARTY JUDGMENT - OFFSET - NO APPROVAL REQUIRED - COST OF LIVING ADJUSTMENTS	10-131-94	9	22-41	2144	6/27
TRUST FUND - RETROACTIVITY	25-038-93	31	22-16	909	1/10
UNREBUTTED MEDICAL EVIDENCE - EXPOSURE TO BERYLLIUM	25-037-93	6	22-17	963	1/17
WAGE REPLACEMENT BENEFITS - APPLICABLE RATE	25-006-94	18	22-24	1280	2/28
WIDOW - \$31 BENEFITS - SOCIAL SECURITY	25-019-94	8	22-37	1954	5/30
WIDOW'S BENEFITS - EXPENSES OF ADULT CHILDREN	25-021-94	3	22-39	2054	6/13
WILLFUL MISCONDUCT BY EMPLOYER - SUFFOLK COUNTY COURTHOUSE	25-004-94	19	22-22	1178	2/14
ZONING					
ABUTTERS' STANDING TO CHALLENGE VARIANCE	12-292-93	5	22-17	954	1/17
APPEAL - VARIANCE GRANT	12-282-93	3	22-17	950	1/17
APPLICATION FOR SITE PLAN APPROVAL - REMAND TO PLANNING BOARD	14-042-94	6	22-41	2155	6/27
BUILDING PERMIT - GRANDFATHERED LOT	14-027-94	6	22-39	2050	6/13
BUILDING PERMIT - REINSTATEMENT	14-011-94	18	22-24	1276	2/28
BUILDING PERMITS - REVOCATION - DELAYED REISSUANCE - NO DUE PROCESS VIOLATIONS	01-093-94	18	22-33	1724	5/2
BUS TRANSPORTATION FACILITY - DENIAL OF PERMIT	14-003-94	17	22-22	1176	2/14
CAMPGROUND - MOBILE HOMES CHALLENGE TO APPROVAL OF SUBDIVISION PLAN - COLLATERAL ESTOPPEL	14-070-93	18	22-17	956	1/17
CHECKERBOARD CONVEYANCING CONDITION IMPOSED ON SPECIAL PERMIT - PROHIBITION OF SOCIAL FUNCTIONS AT GOLF CLUB	14-002-94	4	22-20	1059	1/31
CONVENIENCE MART - RESTRICTIONS ON FOOD CONTAINERS	11-134-94	5	22-40	2104	6/20
DOCK PERMIT DENIAL - LOT NOT 'ADJACENT'	14-017-94	21	22-34	1807	5/9
DRIVE-THROUGH WINDOW - DONUT SHOP - IMPACT ON TRAFFIC	12-303-93	5	1055	1055	1/31
EARTH REMOVAL - PERMIT GRANT	14-010-94	10	22-24	1276	2/28
FRONTAGE REQUIREMENT CHANGES - BUILDING PERMIT	14-026-94	7	22-39	2050	6/13
FRONTAGE REQUIREMENTS - 1971 AMENDMENT - SUBSTANTIVE CHANGE JURISDICTION - APPEAL OF PLANNING BOARD SITE PLAN APPROVAL	11-015-94	6	22-20	1042	1/31
LAND PREPARATION - PROPOSED CHRISTMAS TREE FARM	14-001-94	11	22-20	1058	1/31
MANDAMUS - CLAIM PRECLUSION	14-048-94	11	22-41	2156	6/27
OCCUPANCY CERTIFICATE - ACCESSORY BUILDING	12-011-94	6	22-22	1171	2/14
PROPERTY USED FOR EDUCATIONAL ACTIVITIES	11-032-94	7	22-22	1165	2/14
REQUEST TO VACATE CONDITIONS ON VARIANCE GRANT	11-131-94	8	22-39	2046	6/13
ROAD WIDENING - APPEAL OF PLANNING AND DEVELOPMENT COMMISSION DECISION	14-015-94	14	22-31	1648	4/18
SITE APPROVAL - REJECTION OF RECOMMENDATION FOR TRAFFIC STUDY	14-025-94	6	22-39	2050	6/13
SPECIAL PERMIT APPLICATION - OPEN SPACE BY-LAW	17-005-94	9	22-24	1277	2/28
STANDING TO APPEAL SPECIAL PERMIT	12-158-94	8	22-41	2153	6/27
NEIGHBORS OF HOSPITAL SUBDIVISION - DENIAL OF 'ANR' APPROVAL - FRONTAGE ON WAY	11-108-94	3	22-35	1858	5/16
SUBDIVISION PLAN - DISAPPROVAL - INADEQUATE INFORMATION REGARDING DRAINAGE	14-050-94	3	22-41	2157	6/27
SUBDIVISION PLAN APPROVAL - LAND BUTTING SCHOOL PROPERTY	14-041-94	4	22-41	2155	6/27
VARIANCE - ELDERLY HOUSING - STANDING TO CHALLENGE	14-019-94	10	22-34	1807	5/9
VARIANCE - LOT DEPTH	14-040-94	8	22-41	2155	6/27
VARIANCE - OFF-STREET PARKING	14-012-94	14	22-31	1647	4/18
VARIANCE REQUEST - 'PORK CHOP' LOT	17-003-94	29	22-24	1276	2/28
VARIANCE REQUEST - LACK OF ADEQUATE FRONTAGE	14-020-94	8	22-36	1903	5/23
	14-021-94	6	22-36	1903	5/23
	14-006-94	9	22-22	1177	2/14
	14-024-94	6	22-39	2049	6/13

News Story Index

News Story Index

This index lists by subject matter news stories and other features that have appeared in Lawyers Weekly during the first six months of 1994. Not included are the meeting notices and other dated material.

Following the story listings are columns containing the volume and issue of the Lawyers Weekly issue the story appeared in, the cumulative page number (the citation) and the date of the issue in which the article appeared.

Articles that have appeared in special sections, such as Real Estate, and in the Trial Reports are indexed under those specific headings.

VOL.# CUM ISSUE
ISSUE# PG# DATE

■ CONTINUED FROM PAGE 49

APPRECIATION

JOHN J. MCNAUGHT, 1921-1994 22-21 1095 2/7

BAR COUNSEL COMMENTS

POTENTIAL TRAPS IN THE NEW SPECIALIZATION RULE 22-27 1419 3/21

BENCH CONFERENCE

AGNES, PETER W. 22-16 920 1/10
ARMSTRONG, CHRISTOPHER J. 22-23 1240 2/21
BANKS, ROBERT W. 22-19 1020 1/24
CAUCHON, ROBERT V. 22-41 2172 6/27
CORNETTA, ROBERT A. 22-35 1872 5/16
DOUGAN, RAYMOND G. 22-27 1444 3/21
GOODWIN, HERBERT N. 22-29 2072 6/13
HANLON, SYDNEY 22-29 1556 4/4
HINKLE, MARGARET R. 22-37 1968 5/30
MERRICK, BRIAN R. 22-21 1128 2/7
SACKS, DAVID 22-26 1392 3/14
SOSMAN, MARTHA B. 22-33 1760 5/2
TOOMEY, DANIEL 22-31 1660 4/18

CAREER PLANNING IN THE '90s

CAREER PLANNING AND PLACEMENT 22-27 1451 3/21
EMPLOYMENT EXPECTATIONS FOR 1994 22-27 1452 3/21
GUIDING STUDENTS TOWARD A PUBLIC INTEREST LAW CAREER 22-27 1452 3/21
WORKPLACE TRENDS 22-27 1451 3/21

COURTROOM OBSERVER

'FAIRLY SMOOTH' FLOW OF CASES REPORTED IN CAMBRIDGE DISTRICT 22-21 1127 2/7
HIGH MARKS FOR ESSEX SUPERIOR COURT, DESPITE NO COMPUTERIZATION 22-29 2071 6/13
PACKED COURTROOM, LENGTHY DOCKET TYPICAL IN TAUNTON DISTRICT COURT 22-28 1503 3/28

EDITORIAL

ACCESSIBLE ADR 22-22 1154 2/14
ALL POLITICS IS LOCAL 22-17 942 1/17
'ANONYMOUS' LAWYERS 22-28 1474 3/28
AWAITING A JUDICIAL PAY RAISE 22-40 2094 6/20
BACK TO SCHOOL 22-29 1518 4/4
BUSTING BOOKS 22-24 1266 2/28
CORRECTIONAL REFORM 22-26 1362 3/14
COURT REFORM: MIXED RESULTS 22-38 1990 6/6
FAIR COMPENSATION FOR BAR ADVOCATES 22-16 890 1/10
GRACIOUS PROFESSIONALISM 22-41 2146 6/27
HUZZAH 22-19 990 1/24
JUSTICE BREYER 22-36 1894 5/23
LIQUOR-LIABILITY INSURANCE 22-31 1630 4/18
MARITAL PRIVACY VS. ORDERLY PROCEEDINGS 22-29 2038 6/13
MERIT SELECTION FOR DIA JUDGES 22-21 1094 2/7
PRIVILEGE AND THE IMPAIRED CLIENT 22-32 1682 4/25
RECYCLING AND THE LAW OFFICE 22-35 1840 5/16
A SENSIBLE BARRIER 22-33 1730 5/2
SENTENCING REFORM 22-23 1214 2/21
THE DOMESTIC-VIOLENCE REGISTRY 22-30 1578 4/11
TOWARD IMPROVED SERVICES 22-27 1418 3/21
UNPARALLELED CONTRIBUTIONS 22-37 1946 5/30
UNPUBLISHED APPEALS COURT DECISIONS 22-34 1786 5/9

ESQ.

BOYLE, PHILIP B. 22-23 1238 2/21
DARLING, CHESTER 22-28 1502 3/28
JOYCE, ALEXANDER M. 22-26 1390 3/14
MCLAUGHLIN, GEORGE JR. 22-40 2118 6/20
NASH, E. MELVIN 22-34 1818 5/9
PERRY, STEPHEN M. 22-30 1602 4/11
RESNIC, STEPHEN D. 22-19 1018 1/24
SAMIT, AUDREY J. 22-38 2014 6/6

FEATURES

ACCESS TO VICTIMS' RECORDS A 'THRESHOLD GAME' 22-20 1067 1/31
APPEALING LINE OF WORK FOR AN ANALYTICAL MIND 22-24 1291 2/28
ARTFUL REPRESENTATION 22-38 2013 6/6
ASIAN ATTORNEYS' ASSOCIATION RINGING IN NEW ADMINISTRATION 22-21 1126 2/7
AVOIDING UNNECESSARY OBSTACLES IN CONSTRUCTION ARBITRATION CASES 22-29 1557 4/4
BAY STATE NURSE ATTORNEY IN NATIONAL LIMELIGHT 22-31 1659 4/18
'BE YOUR OWN WOMAN,' ADVISE LAW-FIRM COLLEAGUES 22-29 1554 4/4
CRIMINAL DEFENSE BAR MOUNTS ITS OWN DEFENSE 22-17 967 1/17
DEALER'S CHOICE 22-32 1705 4/25
DEFENDING HIS COLLEAGUES 22-41 2169 6/27
THE EXECUTIVE ON THE JUDICIARY 22-16 917 1/10
FOOD FOR THOUGHT 22-29 2069 6/13

FROM NEW ENGLAND TO OLDE GERTNER JOINS COURT, NOW AT FULL STRENGTH 22-19 1017 1/24
GUIDING FIDUCIARIES THROUGH THE MARKET MAZE 22-30 1603 4/11
IN PAWTUCKET A DIFFERENT BALLGAME JACKPOT! 22-29 1561 4/4
LAWYER TAKES PRIZE FOR HER CONCILIATORY STANCE 22-28 1501 3/28
LAWYERS FIND BLANKETS ARE STUFF OF THEIR DREAMS 22-41 2171 6/27
LEADING THE DOUBLE LIFE OF ATTORNEY AND POET 22-37 1967 5/30
LEGENDARY LITIGATOR 22-16 919 1/10
LOCAL IMMIGRATION PROJECT GETS NATIONAL NOTICE 22-31 1657 4/18
THE LOT OF A LAWYER WHOSE CLIENT IS GOVERNOR 22-40 2119 6/20
MAGNUM, J.D. 22-26 1391 3/14
MAKE 'EM LAUGH 22-34 1817 5/9
A MAN'S CERTIFIED LETTER TO EX-WIFE TRIGGERS A CHARGE OF ABUSE 22-35 1869 5/16
MANDATORY IOLTA TURNS FIVE, BUT FOES BATTLE ON 22-17 971 1/17
A MODERN 'RAINMAKER' 22-36 1919 5/23
MULTILINGUAL LAWYERS MAKE AN ETHNIC CONNECTION 22-28 1504 3/28
NO KIDDING AROUND 22-35 1871 5/16
NO FAULT BUT THEIR OWN 22-37 1965 5/30
NO FLASH IN THE PAN 22-23 1237 2/21
ON THE BALL 22-33 1757 5/2
PLAY BALL 22-40 2117 6/20
PLAYING BY THE RULES 22-29 1553 4/4
RECONCILABLE DIFFERENCES 22-26 1389 3/14
RUSSIA HOUSE 22-22 1185 2/14
A SERVICE OF THE BAR 22-30 1601 4/11
SPRINGING INTO ACTION 22-24 1289 2/28
THE S.S. LITIGATION 22-27 1441 3/21
STATE AGENCY GETS INTO ADR BUSINESS 22-36 1917 5/23
IN BIG WAY 22-32 1707 4/25
STEERING HER WAY THROUGH AUTO INSURANCE REFORM 22-22 1187 2/14
TAX TIFF 22-21 1125 2/7
A TESTER'S TESTIMONY ON AGE BIAS IN THE WORKPLACE 22-20 1073 1/31
TIME FOR GREATER AWARENESS 22-19 1021 1/24
209A - NECESSARY SHIELD... OR DANGEROUS WEAPON? 22-17 965 1/17

THE FINE PRINT

HIRING AND FIRING BY THE BOOK 22-29 1556 4/4
PASSING THE WORD ON TRADE SECRETS 22-27 1445 3/21
PROGRESS OF WOMEN LAWYERS 22-31 1660 4/18
THE RICH LEGACY OF THE SJC 22-26 1393 3/14
A TRUSTY HANDBOOK ON TRUSTS 22-41 2173 6/27

FOCUS ON

CIVIL PRACTICE: DISCLOSURES IN DEFENDING MALPRACTICE ACTIONS 22-27 1419 3/21
CIVIL PRACTICE: DRAMATIC CHANGES TO DISCOVERY RULES IN STATES 22-29 1527 4/4
CIVIL PRACTICE: EFFECT OF FEDERAL AMENDMENTS IN MASSACHUSETTS 22-28 1475 3/28
CIVIL PRACTICE: THE HISTORY & ACCOMPLISHMENTS OF TIME STANDARDS 22-34 1787 5/9
CIVIL PRACTICE: THE MASSACHUSETTS ATTORNEY'S LIEN STATUTE 22-35 1847 5/16
CIVIL PRACTICE: REFLECTIONS ON THE OLD CIVIL-MOTION SESSION 22-26 1363 3/14
CRIMINAL LAW: THE EFFECTS OF THE 'TRUTH-IN-SENTENCING' LAW 22-37 1947 5/30
EMPLOYMENT: RECENT CHANGES TO MASSACHUSETTS WORKPLACE LAWS 22-23 1215 2/21
EMPLOYMENT: THE REMEDIES FOR JOB DISCRIMINATION, PART I 22-41 2147 6/27
EMPLOYMENT: THE SHIFTING FORTUNES OF THE 'FORTUNE' DOCTRINE 22-30 1579 4/11
JUDGES: MAGISTRATE JUDGES IN MA - AN UPDATE 22-38 1991 6/6
LANDLORD AND TENANT: LEAD-PAINT LITIGATION - CHALLENGES IN THE 1990S 22-20 1039 1/31
NEGLIGENCE: SCHOOL ATTEMPTS TO LIMIT FIELD-TRIP LIABILITY 22-33 1731 5/2
PARENT AND CHILD: THE NEW ERA OF CHILD SUPPORT MODIFICATION 22-24 1267 2/28
SOCIAL SERVICES: NON-PROFIT HOSPITALS' ACQUISITIONS OF PRACTICES 22-16 891 1/10
SOCIAL SERVICES: VOLUNTEER ATTORNEYS IN PSYCHIATRIC HOSPITALS 22-36 1895 5/23
TAXATION: REPRESENTING NON-FILERS BEFORE THE IRS AND DOR 22-19 991 1/24
TORT: USE OF TRUSTS IN PERSONAL INJURY SETTLEMENTS 22-29 2039 6/13
WILLS AND TRUSTS: LAWYERS' DUTY OF CONFIDENTIALITY AFTER DEATH 22-40 2095 6/20

GENERAL NEWS

A SAMPLING OF ISSUES ADDRESSED IN NEW ABUSE-PREVENTION GUIDELINES 22-26 1384 3/14
ACTION WAS FRIVOLOUS 22-27 1409 3/21
ALIMONY ISSUE IS CERTIFIED 22-27 1411 3/21
APPELLATE RULES ARE REVISED 22-26 1353 3/14
ARE BROKERS TAKING OVER TITLE WORK? 22-31 1621 4/18
ASSIGNMENT OF RIGHTS TO LAWYERS WAS INVALID 22-23 1207 2/21
AT-WILL WORKER CAN'T SUE OVER TERMINATION 22-28 1465 3/28
ATTORNEYS HAD NO DUTY TO TRUST'S BENEFICIARIES 22-32 1673 4/25
AVERTING AN MCAD HEARING 22-27 1409 3/21
BANKRUPTCY CONVERTED TO CHAPTER 7; CAN LAWYER CONTINUE? 22-41 2137 6/27
BANKRUPTCY DIDN'T DISCHARGE SUPPORT FEES 22-35 1837 5/16

BAR GIVES THUMBS DOWN TO COURTHOUSE SEARCHES 22-35 1838 5/16
BBA HOLDS 2ND PRO BONO FAIR 22-29 1551 4/4
BBO HOLDS 1ST PUBLIC HEARING 22-22 1145 2/14
BORROWER INFRINGED 93A BY VIOLATING 'WORKOUT' 22-22 1147 2/14
BOY SUES CITY OVER PLAYGROUND 22-16 881 1/10
BREYER: 'I'VE ENJOYED THE 1ST CIRCUIT EVERY DAY' 22-36 1887 5/23
BRISTOL CPCS SUIT DISMISSED 22-31 1621 4/18
CALIFORNIA HOTEL MAY BE SUED IN BAY STATE 22-19 981 1/24
CARRIER NOT LIABLE FOR FAILURE TO SETTLE 22-24 1257 2/28
CARRIER STOPS COMP WITHOUT CONSENT 22-41 2137 6/27
CERCLA LIABILITY INDEMNIFIED 22-16 881 1/10
CHIROPRACTOR BARRED FROM HER OWN PRACTICE 22-16 829 1/3
CHOICE OF LAW BARS 93A CLAIM 22-30 1569 4/11
CHRONIC PROBLEMS PLAGUE PROBATE COURTS 22-40 2085 6/20
CITY NOT LIABLE FOR ASSAULT ON STUDENT BY CLASSMATE 22-20 1029 1/31
CLARIFICATION OF BBO ORDER 22-20 1031 1/31
CLEANING CO. CAN'T GET EXCESS COSTS FROM CITY 22-21 1087 2/7
CO. IS NOT LIABLE FOR OIL LEAK 22-35 1837 5/16
COLLECTION 'HOBBY' NOT COVERED BY 93A 22-22 1145 2/14
COMPANY DIDN'T EXERCISE 22-30 1571 4/11
STOCK-REPURCHASE OPTION 22-33 1721 5/2
COMPANY IS NOT LIABLE FOR EMPLOYEE'S ON-SITE DRINKING 22-33 1721 5/2
COMPANY MANAGER CAN BE SUED 22-36 1885 5/23
COMPANY NOT PER SE LIABLE FOR HARASSMENT 22-29 2029 6/13
COMPLAINT'S DISMISSAL WAS 'FINAL DECISION' 22-34 1777 5/9
COMPUTERIZED DOCKET DEBUTS 22-16 915 1/10
CONDO DEED 'OVERRIDES' LAW ON COMMON AREAS 22-31 1623 4/18
CONDO OWNER MUST PAY ASSESSMENT BEFORE CHALLENGE 22-34 1779 5/9
CONDO OWNERS MAY NOT SUE IN CONTRACT OVER DEFECTS 22-22 1145 2/14
CONTINGENT FEE TO GET SUPPORT OK 22-28 1465 3/28
COUNTRY-CLUB OWNER SUED FOR 'DUI' CRASH 22-38 1981 6/6
COURT REFORM A YEAR LATER: LITTLE CHANGE 22-23 1205 2/21
DEFENDANT MUST BE ABLE TO SEE ACCUSERS 22-31 1621 4/18
DEFENSE BAR LAUDS MCAD 'NO COMMENT' RULE 22-41 2139 6/27
DISTURBANCE AT MURDER TRIAL 22-34 1810 5/9
DOLAN TO LEAVE DORCHESTER COURT 22-31 1623 4/18
EMPLOYEE DENIED UM BENEFITS 22-23 1205 2/21
EMPLOYER CAN BE SUED FOR MISREPRESENTATION 22-24 1257 2/28
EMPLOYER DOES NOT OWE UM BENEFITS TO WIDOW 22-16 829 1/3
EMPLOYER'S ORAL PROMISE 'ENFORCED' 22-32 1673 4/25
EX-OWNER NOT LIABLE FOR CHEMICAL LEAK 22-38 1981 6/6
FAMILY BUSINESSES CALLED OPPORTUNITY FOR LAWYERS 22-36 1885 5/23
FATHER NOT OBLIGATED TO PAY FOR EDUCATION 22-36 1885 5/23
FIRM NOT LIABLE FOR STATEMENTS TO NON-CLIENT 22-32 1675 4/25
FORMER BUILDING OWNER SUED OVER LEAD PAINT 22-37 1939 5/30
\$14M AWARD FOR LOST 'PROFITS' IS REDUCED 22-31 1621 4/18
FURNITURE STORE VIOLATED LAW 22-19 983 1/24
'GAG ORDER' AGAINST COUNSEL NOT JUSTIFIED 22-17 933 1/17
GAS STATION FACES STRICT LIABILITY FOR WELL POLLUTION 22-40 2085 6/20
HANLON GETS DORCHESTER POST HEALTH COVERAGE BROADENED FOR CHILDREN 22-38 1983 6/6
HIGHLIGHTS OF THE DRAFT PLAN 22-26 1355 3/14
'HIT & RUN' BENEFITS AWARDED 22-40 2115 6/20
HUSBAND CAN SUE OVER 209A 22-27 1409 3/21
HUSBAND CAN'T CHALLENGE DIVORCE AFTER WIFE'S DEATH 22-25 1305 3/7
IMPLANT SUIT TO MASS. COURT 22-16 829 1/3
INTEREST ON RULE 68 OFFER IS DENIED 22-27 1411 3/21
ISOLATED SALE OF HOME WITH FOAM VIOLATED 93A 22-33 1721 5/2
JUDGE MUST HEAR DISMISSAL MOTION 22-29 2031 6/13
JUDGE'S ABSENCE NOT UNFAIR 22-28 1465 3/28
JURIES CALLED FAIR TO 'LEGAL-MAL' DEFENDANTS 22-34 1777 5/9
LAND SALE RESCINDED; NO 93A DAMAGES ON PRICE 22-38 1981 6/6
LANDOWNER CAN BAR PUBLIC SHELLFISHING IN TIDAL FLATS 22-39 2029 6/13
LAWYER REPRIMANDED FOR AIDING UNLAWFUL PRACTICE 22-32 1673 4/25
LAWYERS ASK FOR RETURN OF THE MOTION SESSION 22-29 2029 6/13
LAWYERS MAY HAVE TO BE SEARCHED AT ALL COURTS 22-36 1885 5/23
LAWYERS NAMED TO BBO AND IOLTA COMMITTEE 22-21 1087 2/7
LAWYERS SUE CPCS OVER PAY 22-29 1517 4/4
LEAD AWARD MULTIPLIED UNDER 93A 22-17 933 1/10
LEAD PAINT NOT CAUSE OF LEARNING PROBLEMS 22-41 2137 6/27
LENDER-LIABILITY SUITS FACING MAJOR DROP-OFF 22-21 1185 2/7
MAN GETS NO SHARE OF EX-GIRLFRIEND'S HOME 22-34 1777 5/9
MAN GETS TRIAL ON BIAS SUIT 22-19 981 1/24
MANAGER NOT LIABLE FOR LEAD-PAINT VIOLATIONS 22-27 1409 3/21
MATA GIVES AWAY BIKE HELMETS 22-33 1753 5/2
MBA MAKES PLEA FOR BOOST IN SALARIES OF JUDICIARY 22-28 1465 3/28
MCAD CAN BE TOLD TO TAKE EVIDENCE 22-20 1031 1/31
MED-MAL UNDERWRITER NOT SUBJECT TO 93A 22-23 1205 2/21

News Story Index

VOL.# ISSUE#				CUM PG#				ISSUE DATE			
GENERAL NEWS continued											
MINOR IMPACT IN CIRCUIT FROM BREYER APPOINTMENT	22-38	1983	6/6	DANCING WITH WOLF	22-28	1502	3/28	<div>News Story Index</div> <p>This index lists by subject matter news stories and other features that have appeared in Lawyers Weekly during the first six months of 1994. Not included are the meeting notices and other dated material.</p> <p>Following the story listings are columns containing the volume and issue of the Lawyers Weekly issue the story appeared in, the cumulative page number (the citation) and the date of the issue in which the article appeared.</p> <p>Articles that have appeared in special sections, such as Real Estate, and in the Trial Reports are indexed under those specific headings.</p>			
MINOR NOT COVERED BY AUTO POLICY	22-16	829	1/3	DEAN'S LIST	22-40	2118	6/20				
MOM'S SUIT BARRED BUT SON SEEKS CONSORTIUM	22-16	881	1/10	DECLARATION OF WAR	22-34	1818	5/9				
MOTION EXPERIMENT GETS TEST IN SUFFOLK	22-38	1981	6/6	DISCOVERING VIRGINIA	22-33	1758	5/2				
NEGLIGENT TENANT IS NOT LIABLE	22-25	1305	3/7	DOHERTY (OR SOME SUCH) V. DONOVAN	22-32	1706	4/25				
NEW CRIMINAL-DISCOVERY TIMETABLE IS PROPOSED	22-37	1937	5/30	DON'T GO IN THE BASEMENT	22-30	1602	4/11				
NEW ONE-TRIAL RULES SOUGHT	22-17	933	1/17	EYE ON FRAMINGHAM	22-24	1290	2/28				
NEW STATEWIDE JUVENILE COURT BEHIND SCHEDULE	22-40	2087	6/20	FLIGHT PATHS CROSS	22-19	1018	1/24				
NEW STATUTES CRITICIZED BY PLAINTIFFS' BAR	22-19	983	1/24	FOSTERING CITIZENSHIP	22-30	1602	4/11				
NEW SUFFOLK COURT ON TRACK	22-38	1983	6/6	FROM SPIEGEL'S CATALOG	22-29	2070	6/13				
93A CHANGING PRACTICE OF LAW	22-19	981	1/24	GREATEST HIT	22-22	1186	2/14				
NO LIABILITY FOR INDUCING FIRM TO BREAK CONTRACT	22-25	1307	3/7	HAMPERED IN HAMPSHIRE	22-24	1290	2/28				
NO RIGHT TO JURY TRIAL IN 151B HANDICAP-BIAS SUIT	22-26	1353	3/14	HAVE GUN, WILL VOLLEY	22-41	2170	6/27				
NON-COMPETE AGREEMENT NO BAR TO TAKING JOB	22-10	1029	1/31	HUNGARY FOR SPACE	22-29	2070	6/13				
NONHIRING OF WOMAN WAS BIAS	22-17	933	1/17	INFIRMERIAL	22-17	966	1/17				
NOTICE TO INSURANCE CO. NOT 'PROMPT'	22-40	2085	6/20	IRRECONCILABLE DIFFERENCES	22-16	918	1/10				
\$1.3M DOG BITE HIGHLIGHTS PSYCHOLOGICAL DAMAGES	22-33	1723	5/2	JUDICIAL SIDELINES	22-38	2014	6/6				
ONE-TRIAL GETS OFF TO BUMPY START	22-21	1185	2/7	JUST ONE OF THOSE THINGS	22-30	1602	4/11				
OTHER DOG ATTACK RECOVERIES	22-33	1723	5/2	KEEN ON DEAN FENTON	22-29	1554	4/4				
OVERSEERS NOT AFTER LAWYER ADS	22-34	1777	5/9	LEGAL FICTION	22-26	1390	3/14				
OVERSEERS SUED OVER PROCEDURES	22-37	1937	5/30	MAGNETIC FIELD	22-19	1018	1/24				
OVERSEERS TO LEARN OF DISHONORED CHECKS	22-39	2029	6/13	MAGNUM P.I.	22-28	1502	3/28				
PARENTAL-VISITATION PROPOSAL DRAWS FIRE	22-40	2085	6/20	MAIL BOMB	22-28	1502	3/28				
PARTIES CAN SPEED APPEALS	22-21	1085	2/7	MALONE V. MARTIN	22-32	1706	4/25				
PASSENGER COVERED BY DRIVER'S UM POLICY	22-37	1937	5/30	MAWL IN THE FAMILY	22-40	2118	6/20				
PLAINTIFF HIT FOR MISUSE OF DISCOVERY	22-16	881	1/10	NAMING GNOMES	22-24	1290	2/28				
POLICY DID NOT COVER SEX BIAS	22-35	1837	5/16	NEBI DEGREE	22-41	2170	6/27				
POTENTIAL PITFALLS WHEN HANDLING ESCROW FUNDS	22-35	1837	5/16	NO EXIT	22-34	1818	5/9				
PRENUPTIAL STANDARD ADDRESSED	22-29	1517	4/4	NOWHERE TO RUN	22-41	2170	6/27				
PREPARATION KEY IN PROVING CLOSED-HEAD INJURIES	22-28	1467	3/28	NURSING WOUNDS	22-27	1442	3/21				
PUBLIC DUTY RULE PRESERVED, POSSIBLY EXPANDED	22-17	935	1/17	ONE CLIENT AT A TIME	22-35	1870	5/16				
'REASONABLY DILIGENT' FORECLOSURE SALE OK	22-29	1517	4/4	ONE OF THE GUYS	22-40	2118	6/20				
REFLECTIONS ON THE OLD CIVIL-MOTION SESSION	22-26	1373	3/14	OUT OF THE CLERK'S OFFICE	22-31	1658	4/18				
REMARriage DIDN'T END ALIMONY	22-26	1353	3/14	PARIS LOVES NEW YORK	22-17	966	1/17				
RETIREE'S ERISA SUIT OVER NEW PLAN, OK'D	22-22	1145	2/14	PLAYING CATCH-UP	22-21	1126	2/7				
RIDDING SNOW LANDLORD'S DUTY	22-23	1205	2/21	A POWERFUL MERGER	22-26	1390	3/14				
SELLER'S SILENCE ON TENANT DID NOT CONSTITUTE FRAUD	22-24	1257	2/28	A PREPONDERANCE OF EVIDENCE	22-16	918	1/10				
SETTLEMENT OVER SANCTION FOR DISCOVERY ABUSE	22-25	1307	3/7	PUT UP YOUR DUKES	22-19	1018	1/24				
SEX-BIAS CASE BEFORE SJC	22-26	1382	3/14	RAISING THE STAKES	22-17	966	1/17				
SINGLE JUSTICE REMANDS LEAD-LIABILITY CASE	22-32	1675	4/25	REIGN IN MAINE	22-38	2014	6/6				
SJC BLOCKS RELEASE OF PRISONERS OVER 'GOOD TIME' CREDITS	22-36	1907	5/23	REPORTING DIFFICULTIES	22-27	1442	3/21				
SJC GIVES APPROVAL TO DRUG TESTS OF WORKERS	22-30	1569	4/11	RULES OF THE GAME	22-36	1918	5/23				
SJC HAS OPPORTUNITY TO RULE ON SCOPE OF 93A	22-24	1259	2/28	SANITY DEFENSE	22-36	1918	5/23				
SJC MAY RECONSIDER ABA'S CODE OF ETHICS	22-26	1353	3/14	SIMPLY THE BEST	22-22	1186	2/14				
STATE RATE USED IN SUIT TO COLLECT	22-32	1673	4/25	SNEAKING BACK INTO TOWN	22-37	1966	5/30				
STATE STATUTE INVALID, BANKRUPTCY JUDGE RULES	22-25	1305	3/7	SQUELCHING WELCH	22-33	1758	5/2				
STIFF COMPETITION FOR BANKRUPTCY LAWYERS	22-30	1569	4/11	STARTING OUT AND ENDING UP	22-26	1390	3/14				
STIR OVER MIDDLESEX BACKLOG	22-29	1517	4/4	SUFFOLK WALLS COME TUMBLING DOWN	22-20	1066	1/31				
STRICT LIABILITY FOR LEAD PAINT EASED	22-20	1029	1/31	TALENT SEARCH	22-32	1706	4/25				
SUMMARY OF NEW PUBLIC DUTY LEGISLATION	22-17	935	1/17	TALK OF THE TOWN	22-29	2070	6/13				
TEENAGER SENTENCED TO ESSAY	22-34	1810	5/9	TAX DEDUCTIONS	22-33	1758	5/2				
TEXT OF VOLTERRA'S ORDER	22-38	2004	6/6	THE AGONY OF THE FEE	22-20	1066	1/31				
TITLE EXAM DIDN'T COVER NEARBY PROPERTY	22-21	1123	2/7	THE BRIDGES OF MIDDLESEX COUNTY	22-31	1658	4/18				
TRUCK RENTER COULD CHOOSE MINIMAL INSURANCE COVERAGE	22-21	1085	2/7	THE EYES OF TEXAS	22-38	2014	6/6				
21E SUIT OVER WATER BARRED	22-20	1029	1/31	THE HAIR UP THERE	22-34	1818	5/9				
20-PAGE LIMIT IS CLARIFIED	22-25	1305	3/7	THE JUDGES JOHN	22-31	1658	4/18				
20-PAGE LIMIT RULE RULES BAR	22-24	1257	2/28	THE LAST PICTURE SHOW	22-24	1290	2/28				
U.S. COURT UNVEILS ADR PLAN	22-33	1723	5/2	THE LETTER OF THE LAW	22-29	1554	4/4				
VIDEO ON DIVORCE NOW AVAILABLE	22-30	1569	4/11	THE RAINMAKER	22-34	1818	5/9				
WOMAN SUES OVER VERBAL LAND PROMISE	22-37	1937	5/30	TILLINGHAST'S SOIL	22-37	1966	5/30				
WORCESTER JUDGE SLAMS DOMESTIC-ABUSE REPORT	22-26	1353	3/14	TO 151B OR NOT TO 151B	22-35	1870	5/16				
WORKER CAN GET DAMAGES FOR LAY-OFF	22-24	1257	2/28	TRYING EXPERIENCE	22-37	1966	5/30				
WORKER'S BIAS SUIT IS BARRED	22-33	1721	5/2	UNDERWRITING A NEW NAME	22-20	1066	1/31				
WORKERS' COMP AVAILABLE FOR EXERCISE-CLASS INJURY	22-37	1937	5/30	UNHERALDED COLUMN	22-41	2170	6/27				
YOUNG LAWYERS SLATE ISSUED	22-25	1334	3/7	UP AND COMING	22-35	1870	5/16				
HEARSAY				WALL STREET WEEK	22-37	1966	5/30				
ADVERSARY PROCEEDING	22-38	2014	6/6	YOU MAY HAVE ALREADY WON	22-19	1018	1/24				
AFFIRMATIVE FACTION	22-35	1870	5/16	IN CAMERA							
AFTER 'J.F.K.'... 'M.L.K.'?	22-16	918	1/10	PRETTY CLEVER WOMAN	22-17	968	1/17				
ALL POLITICS IS LEGAL	22-23	1238	2/21	LETTERS							
ALL'S WELL THAT ENDISPUTES WELL	22-22	1186	2/14	ARE NON-LAWYERS AT DOR PRACTICING LAW?	22-29	2038	6/13				
APPOINTMENT OF NO RETURN	22-33	1758	5/2	ATTORNEY SEEKS TO CLARIFY TRIAL REPORT STATEMENTS	22-17	942	1/17				
BACK ON BILL'S DANCE CARD?	22-36	1918	5/23	BAR SHOULD POLICE ITSELF	22-36	1895	5/23				
BACK TO THE FUTURE	22-29	1554	4/4	BENEFITS OF CERTIFICATION OUTWEIGH ANY DRAWBACKS	22-27	1418	3/21				
BACK TO THE FUTURE, PART II	22-29	2070	6/13	CAN A JUDGE REPEAL AN ADMINISTRATIVE REG?	22-33	1730	5/2				
BANKRUPTCY DISCHARGE	22-31	1658	4/18	COMMENT INVITED ON ADDITION TO SJC RULE 3:06	22-24	1266	2/28				
BAR BREAK	22-22	1186	2/14	COMMENT ON SEARCHES CLARIFIED	22-36	1895	5/23				
BATTLE COLORS	22-23	1238	2/21	COMPETITION IS GOOD FOR DIRECTORY PUBLISHER	22-41	2146	6/27				
BENCH MOVEMENT	22-40	2118	6/20	A CONSTITUTIONAL PROBLEM WITH SEARCHING LAWYERS	22-29	2038	6/13				
A BRIEF SHINING MOMENT	22-21	1126	2/7	CONVEYANCERS MAY BE 'JOUSTING OWN REFLECTIONS'	22-22	1154	2/14				
BROKEN HEARTS	22-23	1238	2/21	CORPORATIONS BUREAU CHANGES CASH POLICY	22-22	1155	2/14				
CAPITAL GAIN	22-20	1066	1/31	DISCRIMINATION AGAINST CATHOLIC JURORS APPALLING	22-29	1526	4/4				
CHANGE PARTNERS	22-26	1390	3/14	DON'T CATEGORIZE MEDIATORS AS LAWYERS AND NONLAWYERS	22-28	1474	3/28				
CLIMB EVERY MOUNTAIN	22-27	1442	3/21	DOR WORKING TO MEET CHILD-SUPPORT ENFORCEMENT	22-19	991	1/24				
CONSTITUTIONAL WRITES	22-21	1126	2/7	EDUCATING BAR ABOUT ALTERNATIVE SENTENCING IMPORTANT	22-28	1474	3/28				
COVERING THE WATERFRONT	22-30	1602	4/11	EX-JUDGE SAYS JUDGES AND OTHERS DESERVE PAY RAISE	22-29	1527	4/4				
				EXTEND STATUTE OF LIMITATIONS FOR RAPE CRIMES	22-29	1526	4/4				
				EXTENDING LIMITATIONS PERIOD A KNEE-JERK REACTION	22-31	1630	4/18				
				FACE THE FACTS AND GET BEHIND RAISE FOR BAR ADVOCATES	22-32	1683	4/25				
				FLAWS HAMPER JUDGE'S MOTION EXPERIMENT	22-40	2094	6/20				
				FREE OCPF BOOKLET AVAILABLE	22-40	2094	6/20				
				FREQUENT ERROR MADE REGARDING SOCIAL SECURITY	22-19	990	1/24				
				GOING TO COURT NOT ALWAYS 'QUEST FOR JUSTICE'	22-41	2146	6/27				
				'GOOD THINGS THAT LAWYERS DO' BELONG AT FRONT PAGE	22-30	1578	4/11				
				GROUP CONGRATULATES 'IDEAL JURIST'	22-40	2094	6/20				
				DOLAN	22-35	1646	5/16				
				HINKLEY, ALLEN ALSO HAS IMMIGRATION PRACTICE							

VOL.# ISSUE#				CUM PG#				ISSUE DATE			

News Story Index

News Story Index

This index lists by subject matter news stories and other features that have appeared in Lawyers Weekly during the first six months of 1994. Not included are the meeting notices and other dated material.

Following the story listings are columns containing the volume and issue of the Lawyers Weekly issue the story appeared in, the cumulative page number (the citation) and the date of the issue in which the article appeared.

Articles that have appeared in special sections, such as Real Estate, and in the Trial Reports are indexed under those specific headings.

VOL.# CUM ISSUE
ISSUE# PG# DATE

■ CONTINUED FROM PAGE 51

NEWS BRIEFS continued

ANTI-VIOLENCE GROUP NAMES CHAIRS	22-29	2030	6/13
ASSOCIATES TO RAISE MONEY FOR GBLs	22-30	1570	4/11
ATTORNEY CHARGED WITH EMBEZZLEMENT	22-40	2086	6/20
ATTORNEY PLEADS GUILTY TO FRAUD	22-36	1886	5/23
BANKRUPTCY JUDGE REJECTS DEAL	22-40	2086	6/20
BBA ISSUES RECYCLING REPORT	22-32	1674	4/25
BMC GETS SYSTEM FOR HEARING IMPAIRED	22-29	2030	6/13
BMC JUDGE WON'T HEAR CRIMINAL CASES	22-23	1206	2/21
CAUCUS FOR MINORITY LAWYERS	22-31	1622	4/18
CHURCH TO REMAIN CLOSED, SJC RULES	22-19	982	1/24
COURT EMPLOYEES ARE RECOGNIZED	22-35	1838	5/16
COURT HELPS THE HEARING IMPAIRED	22-35	1838	5/16
DEAF WOMAN SUES FOR INTERPRETER	22-29	1518	4/4
DISTRICT COURT JUDGE CENSURED	22-33	1722	5/2
DROP IN BANKRUPTCY FILINGS	22-16	882	1/10
DRUG COMPANY SETTLES FRAUD CASE	22-23	1206	2/21
DRUG'S LABELING FOUND ADEQUATE	22-29	2030	6/13
ECONOMIC CRIMES UNIT CHIEF APPOINTED	22-38	1982	6/6
EMPLOYEE FURLONGHS DEEMED ILLEGAL	22-25	1306	3/7
EMPLOYEES AWARDED \$9M FOR TRANSFER	22-28	1466	3/28
ENDISPUTE MERGES WITH WEST COAST FIRM	22-35	1838	5/16
EX-AG SEEKS CHARGES DISMISSED	22-24	1258	2/28
EX-CELTIC'S CONVICTION UPHOLD	22-16	830	1/3
EX-LAWYER CONVICTED FOR BILKING ELDERS	22-24	1258	2/28
EX-LAWYER FACES MULTIPLE CHARGES	22-17	934	1/17
EX-LAWYER INDICTED FOR STEALING	22-30	1570	4/11
EX-LAWYERS PLEAD GUILTY	22-33	1722	5/2
EX-PROSECUTOR TO RUN AGAINST AG	22-23	1206	2/21
FATHER'S RAPE CONVICTION OVERTURNED	22-34	1778	5/9
FENTON ESTABLISHES ADVISORY COMMITTEE	22-32	1674	4/25
FIRM HIRED TWICE IN MEGAPLEX DEAL	22-19	982	1/24
1ST CIRCUIT CREATES BIAS TASK FORCE	22-17	934	1/10
FOSTER PARENTS DENIED CUSTODY	22-20	1030	1/31
FOUR CPCS POSITIONS OPEN IN MARCH	22-17	934	1/17
FRANKLIN TASK FORCE HOSTS RECEPTION	22-40	2086	6/20
GBLS NEARING FUND-RAISING GOAL	22-22	1146	2/14
GENDER EQUALITY BOARD NAMED	22-38	1982	6/6
GERTNER JOINS BENCH APRIL 25	22-31	1622	4/18
GERTNER, PONSOR GET US SENATE OK	22-23	1206	2/21
HIGH COURT SPURNS TAX APPEAL	22-32	1674	4/25
INMATE IMPROPERLY COMMITTED	22-36	1886	5/23
JUDGE BOROFF RELOCATES TO WORCESTER	22-41	2138	6/27
JUDGE FREEZES DEMOULAS ASSETS	22-41	2138	6/27
JUDGE OKS TEMPORARY DANCING BAN	22-31	1622	4/18
JUDGE REFUSES TO HALT PLANT REMOVAL	22-37	1938	5/30
JUDGES APPEAL TO WELD FOR RAISES	22-26	1354	3/14
JURORS MUST DIVULGE VICTIMIZATION	22-28	1466	3/28
JUVENILE COURT CLERK DEADLINE EXTENDED	22-16	830	1/3
LAWYER ACQUITTED IN CONDO FRAUD	22-27	1410	3/21
LAWYER PLEADS GUILTY TO EMBEZZLEMENT	22-30	1570	4/11
LAWYER SUES OVER CHARGES	22-31	1622	4/18
LAWYERS NEEDED FOR 1994 LAW DAY	22-22	1146	2/14
LIFE SENTENCE FOR STUDENT-KILLER	22-22	1146	2/14
LIMITED DOUBLE-BUNKING ALLOWED	22-21	1086	2/7
MAN JAILED FOR CURSING AT JUDGE	22-34	1778	5/9
MASS. LAW APPLIES TO CONN. INJURY	22-34	1778	5/9
MBA SEEKS OFFICER, CANDIDATES	22-17	934	1/10
MBTA LIABLE FOR SUBWAY ABDUCTION	22-37	1938	5/30
MCA SOLICITING AWARD NOMINEES	22-27	1410	3/21
MCAD CHARGES BUSINESSES WITH BIAS	22-20	1030	1/31
MIDDLESEX MAGISTRATES APPOINTED	22-35	1838	5/16
MLAC, MBF SOLICIT GRANT PROPOSALS	22-25	1306	3/7
MURDERER SHOULD HAVE CLEAN WATER	22-28	1466	3/28
NEW MEMBERS APPOINTED TO BOARDS	22-29	1518	4/4
NEW U.S. MARSHAL TO BE SWORN IN	22-24	1258	2/28
NEWEST FEDERAL JUDGES TAKE OATH	22-16	882	1/10
NOMINATIONS OPEN FOR MBA SECRETARY	22-35	1838	5/16
OPENINGS WITH MULTI-DOOR COURTHOUSE	22-37	1938	5/30
PAPPALARDO JOINS BOSTON FIRM	22-21	1086	2/7
PARALEGAL PROGRAM GETS ABA OK	22-27	1411	3/21
PATRICK PICKED FOR CIVIL RIGHTS POST	22-21	1086	2/7
PATRICK UP FOR CIVIL RIGHTS POST	22-17	934	1/17
PHOTOS BIASED WITNESS IDENTIFICATION	22-26	1354	3/14
POLICE CADET LOSES APPEAL	22-33	1722	5/2
POLICE CLEARED IN BEATING DEATH	22-24	1258	2/28
PONSOR SWORN IN TO FEDERAL COURT	22-27	1410	3/21
POWER LAWYERS APPEAL RESTRICTIONS	22-16	882	1/10
PRIEST'S CONVICTION OVERTURNED	22-25	1306	3/7
PROBABLE CAUSE RULE APPROVED	22-27	1410	3/21
RACE DEEMED FACTOR IN FIRING	22-21	1086	2/7
RAPE CENTER MUST RELEASE RECORDS	22-41	2138	6/27
REALTOR PLEADS GUILTY TO CONSPIRACY	22-40	2086	6/20
REDISTRICTING OK'D BY SJC	22-30	1570	4/11
REPORTER OF DECISIONS APPOINTED	22-36	1886	5/23
RESTAURANT SETTLES WAGE DISPUTE	22-25	1306	3/7
RULES COMMITTEE MEMBERS APPOINTED	22-32	1674	4/25
SENATE PANEL OKS PATRICK	22-28	1466	3/28
SJC HEARS 'LIVING IN SIN' CASE	22-24	1258	2/28
SJC TAKES WARRANTLESS-ARREST CASE	22-41	2138	6/27
SJC TO HEAR COURT-SITE DISPUTE	22-23	1206	2/21
SJC TO SIT IN PLYMOUTH COUNTY	22-33	1722	5/2
SJC UPHOLDS INSURANCE RULING	22-40	2086	6/20
SKELETAL LAND COURT STAFF JUNE 29	22-40	2086	6/20
SPECIAL SESSION FOR DE NOVO ISSUES	22/16	830	1/3
STATE CITED AMONG MOST LITIGIOUS	22-16	882	1/10

STATE ERRED IN PUNISHING INMATES	22-21	1086	2/7
STATE SETTLES WITH COLLEGE PROFS	22-20	1030	1/31
STERN ESTABLISHES HEALTH FRAUD UNIT	22-41	2138	6/27
SUGARMAN TO LEAVE SUFFOLK LAW	22-26	1354	3/14
SUSPECT REMOVED AS WILL'S EXECUTOR	22-25	1306	3/7
TOWN SETTLES WRONGFUL DEATH SUIT	22-36	1886	5/23
TRIAL 'TEEN COURT' MAY BE ENACTED	22-16	882	1/10
TROOPER DIDN'T VIOLATE CIVIL RIGHTS	22-29	1518	4/4
VICTIM'S HISTORY DEEMED ADMISSIBLE	22-22	1146	2/14
VICTIMS CAN TESTIFY IN OPEN COURT	22-26	1354	3/14
WCBF, BBF GRANTS AVAILABLE	22-31	1622	4/18
WOMAN GETS NEW TRIAL OVER BATTERING	22-38	1982	6/6
WOMAN WINS \$1 M HARASSMENT VERDICT	22-21	1086	2/7

NEWS FROM THE BOARD OF BAR OVERSEERS

BBO PROPOSES AMENDMENTS TO RULES OF PROCEDURE	22-33	1747	5/2
---	-------	------	-----

NEWS FROM THE COURTS

AMENDED ORDER ON SESSIONS	22-40	2111	6/20
CHANGES TO WORCESTER REGISTRY POLICY ANNOUNCED	22-22	1180	2/14
DRAFT RULE OF PROBABLE CAUSE AFTER 'JENKINS'	22-21	1116	2/7
ESSEX, HAMPDEN SPECIAL RULES REPEALED	22-16	909	1/10
GUIDELINES FOR NEW JURY SESSION IN CHELSEA	22-24	1278	2/28
GUIDELINES ON THE EFFECT OF DEATH ON LAND TITLES	22-30	1591	4/11
HAMPSHIRE PROBATE STANDING ORDER	22-29	2060	6/13
LAND COURT'S ORDER ON LIMITED-PARTNERSHIP DOCUMENTS	22-41	2165	6/27
MINOR RECORDING ERROR PROCEDURE	22-19	1013	1/24
NEW SCHEDULE FOR BRISTOL SESSIONS	22-33	1753	5/2
NEW SECURITY REGULATION ANNOUNCED FOR U.S. COURTHOUSE	22-41	2163	6/27
PROPOSED CHANGES TO RULE ON CRIMINAL EXPERTS	22-36	1911	5/23
REVISED SCHEDULE FOR COURT	22-38	2005	6/6
SJC AMENDS RULE 3:06	22-34	1812	5/9
SJC ISSUES AMENDMENTS TO RULES OF PROCEDURE	22-29	1544	4/4
TRIAL COURT RULE ON WARRANTLESS ARRESTS	22/27	1432	3/21

OBITUARIES

EX-CHIEF JUDGE MCLAUGHLIN DIES AT 87	22-27	1411	3/21
FEDERAL JUDGE MCNAUGHT DIES AT 72	22-20	1030	1/31

PERLIN ON PROCEDURE

COMMENCING A CIVIL DAMAGE ACTION: DISTRICT COURT OR SUPERIOR COURT?	22-31	1631	4/18
---	-------	------	------

REFERENCE POINTS

FINDING THE ANSWERS TO ALL YOUR IMMIGRATION LAW QUESTIONS	22-20	1069	1/31
---	-------	------	------

SENIOR STATUS

A CIVIL RIGHTS ADVOCATE OF THE '60s AND HER LEGACY FOR LAWYERS IN THE '90s	22-23	1239	2/21
AN ETERNAL OPTIMIST WHOSE ENTHUSIASM HAS NOT DIMMED	22-27	1443	3/21
A HALF-CENTURY LATER, GLADYS SHAPIRO IS STILL HER OWN BOSS IN GLOUCESTER	22-33	1759	5/2
A HAPPY TRAVELER THROUGH THE MAZE OF BANKRUPTCY LAW	22-19	1019	1/24
KATHLEEN RYAN DACEY: 'A SOURCE OF INSPIRATION' FOR WOMEN LAWYERS	22-38	2015	6/6

SPECIAL FEATURES

ALTERNATIVE DISPUTE RESOLUTION: DRAFTING ADR CONTRACT PROVISIONS - CHECKLIST AND SAMPLE CLAUSES	22-16	921	1/10
ALTERNATIVE DISPUTE RESOLUTION: DRAFTING ADR CONTRACT PROVISIONS - CHECKLIST AND SAMPLE CLAUSES, PART 2	22-21	1133	2/7
ALTERNATIVE DISPUTE RESOLUTION: IN SEARCH OF THE SATISFIED LITIGANT - MAKING A CASE FOR CASE EVALUATION	22-29	1557	4/4
DEMONSTRATIVE EVIDENCE: EFFECTIVE DEMONSTRATIVE EVIDENCE - IT'S YOUR MOST PERSUASIVE TOOL	22-7	969	1/17
EMPLOYMENT LAW: TRADE SECRETS - PROTECT YOUR COMPETITIVE EDGE - OR PERISH	22-37	1969	5/30
EMPLOYMENT LAW: RECENT DEVELOPMENTS IN LITIGATION WITH COMPETING FORMER EMPLOYEES	22-23	1241	2/21
ENVIRONMENTAL LAW: SOME PRACTICAL SUGGESTIONS FOR VALUING CONTAMINATED REAL ESTATE	22-23	1244	2/21
EXPERT WITNESS: EXPERT TESTIMONY - A NEW FACTOR IN THE FORUM SELECTION DECISION	22-38	2017	6/6
EXPERT WITNESS: STRATEGIES AND TIPS IN DEPOSING THE FINANCIAL EXPERT WITNESS	22-26	1398	3/14
FINANCIAL: THE ACCOUNTANT'S ROLE IN PRESENTING A COMPANY'S FINANCIAL STATEMENTS	22-41	2179	6/27
FINANCIAL: INVESTMENT PORTFOLIO MISMANAGEMENT - IS THE MONEY MANAGER TO BLAME?	22-33	1764	5/2
FINANCIAL MANAGEMENT: CHARITABLE GIFT PLANNING CAN HELP CLIENTS REDUCE OVERALL TAX BURDEN	22-25	1341	3/7
HEALTH & MEDICAL: PROVING THE OVERLOOKED, UNDERVALUED HEAD INJURY CASE	22-22	1194	2/14
HEALTH & MEDICAL: WHAT LAWYERS NEED TO KNOW ABOUT TEMPOROMANDIBULAR JOINT DISORDERS	22-26	1396	3/14
INSURANCE: LIFE INSURANCE TRUSTEE DISCOVERS UNEXPECTED PROFESSIONAL LIABILITY	22-21	1129	2/7
TECHNOLOGY: ACCOUNTING SOFTWARE -	22-19	1025	1/24

WHICH PROGRAM IS RIGHT FOR YOUR LAW PRACTICE?	22-29	2073	6/13
TECHNOLOGY: BUYING A COMPUTER SYSTEM FOR YOUR FIRM CAN BE A CHORE - OR CHALLENGE	22-27	1448	3/21
TECHNOLOGY: INTEGRATING SUBSTANTIVE SOFTWARE IN TODAY'S LEGAL TECHNOLOGY ENVIRONMENT	22-30	1604	4/11
TECHNOLOGY: LITIGATION MADE EASY - UTILIZING MULTIMEDIA TECHNOLOGY IN COURT	22-31	1661	4/18
TECHNOLOGY: 'PEREGRINE' TRAP TAKE NEW ENGLAND LENDERS, BORROWERS BY SURPRISE	22-34	1821	5/9
TRIAL MANAGEMENT: JUDGMENT ON THE PLEADINGS CAN EXPEDITE LITIGATION, REDUCE COSTS	22-22	1189	2/14
TRIAL MANAGEMENT: LITIGATION DATABASE CONSTRUCTION FOR TODAY'S SMALL-FIRM LAWYER			

REAL ESTATE SECTION

CERCLA CLEANUP BILL IS HEADED FOR REAUTHORIZATION - AND REPAIR	22-36	1922	5/23
HIGH COURT AGREES TO HEAR TAKINGS CASE	22-28	1506	3/28
PORTFOLIO SALES OF REAL ESTATE ASSETS: STRUCTURE AND LEGAL DOCUMENTATION	22-40	2124	6/20
RECENT RULING COULD POSE PROBLEMS FOR TRUSTEES OF NOMINEE TRUSTS	22-28	1505	3/28
REFERENCE WORKS ARE RELEASED	22-28	1507	3/28
REPRESENTING ONE OR MORE CLIENTS: ENGAGEMENT AGREEMENTS, CONFLICTS	22-24	1293	2/28
RIGHTS OF FIRST REFUSAL AND OTHER GROSS INTEREST UNDER CHAPTER 184A	22-20	1072	1/31
'SHAMROCK INC. V. FDIC' SHOWS THERE'S LIFE IN THE NOMINEE TRUST	22-36	1921	5/23
SIMPLE REMEDIES CAN HELP CURTAIL POTENTIAL ABUSES OF LIS PENDENS	22-40	2123	6/20
UNINDEXED LAND TAKINGS CAN BE A TRAP FOR THE UNWARY CONVEYANCER			

STATES OF MIND

COMING TO TERMS WITH JOB LOSS	22-41	2172	6/27
THE CURSE OF JOB DEVELOPMENT	22-24	1292	2/28
DEPRESSION IN THE LEGAL ENVIRONMENT	22-16	920	1/10
WHEN THE RITUAL OF SUBSTANCE ABUSE BECOMES 'A RELIGIOUS EXPERIENCE'	22-34	1820	5/9

TRIAL REPORT PLUS

POLICE LIABILITY FOR DRUNK DRIVERS NARROWED	22-26	1355	3/14
---	-------	------	------

TRIAL REPORTS

CIVIL RIGHTS - HANDICAP DISCRIMINATION - KITCHEN MANAGER	22-38	2018	6/6
CIVIL RIGHTS - POLICE BRUTALITY - DRUNK DRIVING	22-36	1927	5/23
CIVIL RIGHTS - POLICE HARASSMENT - DEFENSE VERDICT	22-30	1606	4/11
CIVIL RIGHTS - POLICE MISCONDUCT - WITHHOLDING OF EXCULPATORY EVIDENCE	22-35	1874	5/16
COMMERCIAL - FRAUDULENT CONVEYANCE - KITCHEN APPLIANCES	22-38	2018	6/6
CONSUMER PROTECTION - BAD FAITH INSURANCE CLAIM	22-20	1078	1/31
CONTRACT - CONSTRUCTION - BREACH - LIQUIDATED DAMAGES	22-37	1970	5/30
CONTRACT - DEBT GUARANTY - COLLECTION	22-34	1822	5/9
CORPORATE - LEASE AGREEMENT - PIERCING OF CORPORATE VEIL	22-16	922	1/10
EMPLOYMENT - AGE DISCRIMINATION	22-40	2121	6/20
EMPLOYMENT - BREACH OF CONTRACT - INSURANCE BROKER	22-26	1399	3/14
EMPLOYMENT - BREACH OF CONTRACT - LOST WAGES	22-20	1070	1/31
EMPLOYMENT - SEXUAL HARASSMENT - UNIVERSITY	22-21	1130	2/7
EMPLOYMENT - SIGNING OF BONUS - DEFENSE VERDICT	22-22	1190	2/14
ENVIRONMENTAL - CHAPTER 21E - HAZARDOUS MATERIALS CONTAMINATION - RESPONSE COSTS	22-37	1970	5/30
ENVIRONMENTAL - HAZARDOUS MATERIALS	22-35	1874	5/16
INSURANCE - FIRE - SHOE STORE	22-29	2074	6/13
INSURANCE - UNINSURED MOTORIST BENEFITS - KNEE PROBLEMS	22-33	1763	5/2
INSURANCE - UNDERINSURED MOTORIST COVERAGE	22-16	923	1/10
LANDLORD AND TENANT - ELECTRICAL WIRING	22-27	1461	3/21
LANDLORD AND TENANT - FALL FROM WINDOW - 3 1/2 YEAR OLD CHILD	22-19	1022	1/24
LANDLORD AND TENANT - LEAD PAINT	22-41	2178	6/27
LANDLORD AND TENANT - LEAD PAINT	22-16	923	1/10
LANDLORD AND TENANT - LEAD PAINT	22-38	2018	6/6
LANDLORD AND TENANT - LEAD PAINT	22-21	1130	2/7
LANDLORD AND TENANT - LEAD PAINT - AGGRAVATION OF PRE-EXISTING NEUROPSYCHOLOGICAL DEFICITS	22-16	923	1/10
LANDLORD AND TENANT - LEAD PAINT - EMOTIONAL DISTRESS	22-31	1664	4/18
LANDLORD AND TENANT - LEAD PAINT - FAILURE TO DE-LEAD	22-26	1395	3/14
LANDLORD AND TENANT - LEAD PAINT - HOUSING AUTHORITY	22-19	1022	1/24
LANDLORD AND TENANT - LEAD PAINT - INFANT	22-29	1558	4/4
LANDLORD AND TENANT - LEAD PAINT - LEARNING DEFICITS	22-33	1762	5/2
LANDLORD AND TENANT - LEAD PAINT - LEARNING DEFICITS	22-38	2020	6/6
LANDLORD AND TENANT - LEAD PAINT - MULTIPLE LANDLORDS	22-38	2020	6/6
LANDLORD AND TENANT - LEAD-PAINT - NEUROLOGICAL DEFICITS	22-29	2074	6/13
LANDLORD AND TENANT - LEAD PAINT -	22-26	1394	3/14

News Story Index

	VOL.# ISSUE#	CUM PG#	ISSUE DATE		VOL.# ISSUE#	CUM PG#	ISSUE DATE
TRIAL REPORTS continued				STRAIN AND SPRAIN			
NEUROPSYCHOLOGICAL DEFECTS				MOTOR VEHICLES - NEGLIGENCE -	22-36	1926	5/23
LANDLORD AND TENANT - LEAD PAINT -	22-17	971	1/17	PEDESTRIAN			
NEUROPSYCHOLOGICAL DEFECTS				MOTOR VEHICLES - NEGLIGENCE - PICK-UP	22-30	1606	4/11
LANDLORD AND TENANT - LEAD PAINT -	22-29	1558	4/4	TRUCK			
PRELIMINARY INJUNCTION				MOTOR VEHICLES - NEGLIGENCE - PUBLIC	22-36	1926	5/23
LANDLORD AND TENANT - LEAD PAINT -	22-38	2018	6/6	CARRIER RUPTURED DISC			
LEARNING DISABILITIES				MOTOR VEHICLES - NEGLIGENCE -	22-26	1394	3/14
LANDLORD AND TENANT - LEAD PAINT -	22-41	2178	6/27	REAR-END COLLISION			
SPEECH				MOTOR VEHICLES - NEGLIGENCE - TWO-CAR	22-22	1190	2/14
LANDLORD AND TENANT - LEAD PAINT -	22-29	2075	6/13	COLLISION			
THREE MINOR CHILDREN				MOTOR VEHICLES - WRONGFUL DEATH -	22-29	2074	6/13
MOTOR VEHICLES - COLLISION WITH	22-27	1446	3/21	PRODUCTS LIABILITY			
BICYCLE - ELDERLY DRIVER				NEGLIGENCE - PREMISES LIABILITY -	22-17	971	1/17
MOTOR VEHICLES - FAILURE TO STOP AT	22-19	1022	1/24	FALL FROM THE RAMP			
RED LIGHT				NEGLIGENCE - 'OUI' - POLICE OFFICER -	22-20	1071	1/31
MOTOR VEHICLES - HERNIATED DISC -	22-27	1446	3/21	FAILURE TO DETECT INTOXICATION OF			
REAR-END COLLISION				DRIVER			
MOTOR VEHICLES - NEGLIGENCE -	22-41	2175	6/27	NEGLIGENCE - CHILD'S FALL FROM WINDOW	22-40	2120	6/20
CAUSATION				- BREACH OF WARRANTY OF HABITABILITY			
MOTOR VEHICLES - NEGLIGENCE -	22-30	1607	4/11	NEGLIGENCE - CONSTRUCTION ACCIDENT -	22-28	1511	3/28
'HOME-MADE' TRAILER				FALL FROM CANOPY			
MOTOR VEHICLES - NEGLIGENCE - ELDERLY	22-32	1708	4/25	NEGLIGENCE - CONSTRUCTION SITE -	22-34	1823	5/9
VICTIM				DEFECTIVE STAIRS			
MOTOR VEHICLES - NEGLIGENCE - GREEN	22-34	1823	5/9	NEGLIGENCE - CONSTRUCTION SITE -	22-23	1251	2/21
LIGHT QUESTION				FAILURE TO GUARD STEEL COLUMN			
MOTOR VEHICLES - NEGLIGENCE - HEAD-ON	22-34	1822	5/9	NEGLIGENCE - CONSTRUCTION SITE - FALL	22-37	1971	5/30
COLLISION				FROM OPEN STEEL			
MOTOR VEHICLES - NEGLIGENCE - LUMBAR	22-38	2018	6/6	NEGLIGENCE - CONSTRUCTION SITE - SLIP	22-35	1875	5/16

News Story Index

This index lists by subject matter news stories and other features that have appeared in Lawyers Weekly during the first six months of 1994. Not included are the meeting notices and other dated material.

Following the story listings are columns containing the volume and issue of the Lawyers Weekly issue the story appeared in, the cumulative page number (the citation) and the date of the issue in which the article appeared.

Articles that have appeared in special sections, such as Real Estate, and in the Trial Reports are indexed under those specific headings.

	VOL.# ISSUE#	CUM PG#	ISSUE DATE
AND FALL			
NEGLIGENCE - DOG ATTACK	22-22	1191	2/14
NEGLIGENCE - DOG BITE	22-41	2174	6/27
NEGLIGENCE - DOG BITE - SAINT BERNARD	22-32	1708	4/25
NEGLIGENCE - DENTAL MALPRACTICE	22-29	2074	6/13
- OCCUSAL			

■ CONTINUED ON PAGE 54



ASSOCIATE yourself with Lawyers Weekly... Reprints

There is no better way to gain confidence and respect from your clients than with a Reprint of a recent article that you have written for *Lawyers Weekly*.

Your article or article of interest will appear below the *Lawyers Weekly* logo and issue date.

For more information in how to become officially "associated" with *Lawyers Weekly*, with Reprints, call

Laurie Z. Loporchio, at
(617) 451-7300, ext. 147.

LAWYERS WEEKLY

41 West Street, Boston, MA 02111



Now
compatible with DOS
and Apple® Macintosh®!

WEST CD-ROM LIBRARIES™ FOR MASSACHUSETTS ATTORNEYS

Make West CD-ROM Libraries™ part of your practice today.
With West's exclusive Key Number System and the extra power of PREMISE®
Research Software that now offers access to WESTLAW.

- **West's® Massachusetts Decisions™** - includes case law from 1936 to date from the Massachusetts Supreme Judicial Court and from 1972 to date from the Massachusetts Appeals Courts with pagination to the state reports and North Eastern Reporter®, 2d. Each reported case includes West's exclusive case synopsis, headnotes and Key Numbers.

Massachusetts; and session laws as appropriate. Special savings for West's MGLA print customers. *

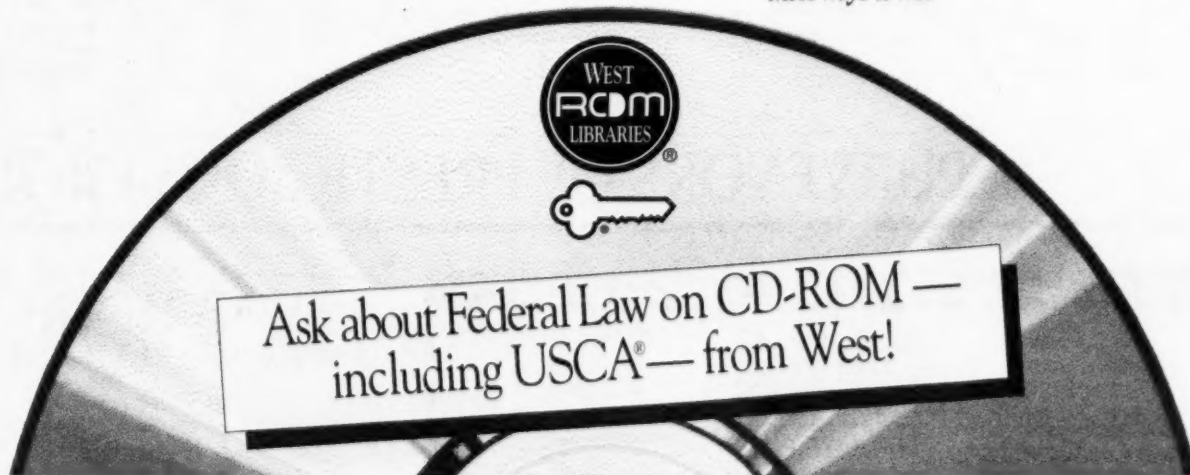
"To find all the relevant cases, I use both word and Key Number queries... West's CD-ROM is easy to learn and it saves a lot of time."

R. J. Danie, Agawam, MA

- **Massachusetts General Laws Annotated™** with notes of decisions; historical notes; Popular Name Table; a general index; court rules governing state practice in

For more information, call
1-800-255-2549, Ext. 9100

West Publishing ■
More ways to win



© 1994 WEST PUBLISHING

*Some restrictions apply.

4-9566-3/6-94

470009

News Story Index

News Story Index

This index lists by subject matter news stories and other features that have appeared in Lawyers Weekly during the first six months of 1994. Not included are the meeting notices and other dated material.

Following the story listings are columns containing the volume and issue of the lawyers Weekly issue the story appeared in, the cumulative page number (the citation) and the date of the issue in which the article appeared.

Articles that have appeared in special sections, such as Real Estate, and in the Trial Reports are indexed under those specific headings.

VOL.# CUM ISSUE
ISSUE# PG# DATE

■ CONTINUED FROM PAGE 53

TRIAL REPORTS continued

NEGLIGENCE - ELECTRICAL CONTACT INJURY	22-32	1708	4/25
NEGLIGENCE - ELECTRICIAN - FALL	22-22	1190	2/14
FROM STEPLADDER - HERNIATED DISC			
NEGLIGENCE - FALLING PALLETS IN	22-60	2120	6/20
WAREHOUSE			
NEGLIGENCE - INSTALLATION OF MOBILE	22-33	1762	5/2
VIDEO SCREENS			
NEGLIGENCE - LEAD POISONING	22-23	1243	2/21
NEGLIGENCE - LEAD-PAINT EXPOSURE	22-23	1242	2/21
NEGLIGENCE - LEGAL MALPRACTICE -	22-21	1135	2/7
INSURER'S FAILURE TO SETTLE			
NEGLIGENCE - LOW-VOLTAGE ELECTRICAL	22-29	1559	4/4
SHOCK			
NEGLIGENCE - MEDICAL MALPRACTICE	22-33	1763	5/2
- ANESTHESIOLOGY			
NEGLIGENCE - MEDICAL MALPRACTICE	22-29	2075	6/13
- PLASTIC SURGERY - LACK OF			
INFORMED CONSENT			
NEGLIGENCE - MEDICAL MALPRACTICE -	22-21	1131	2/7
CIRCUMCISION			
NEGLIGENCE - MEDICAL MALPRACTICE -	22-28	1511	3/28
FAILURE TO ADMINISTER KIDNEY-RESCUE			
DRUG			
NEGLIGENCE - MEDICAL MALPRACTICE -	22-16	922	1/10
FAILURE TO DIAGNOSE ELBOW DISLOCATION			
NEGLIGENCE - MEDICAL MALPRACTICE -	22-36	1930	5/23
FAILURE TO DIAGNOSE SUBDURAL HEMATOMA			
NEGLIGENCE - MEDICAL MALPRACTICE -	22-31	1662	4/18
PODIATRY - FAILURE TO DIAGNOSE AND			
TREAT DIABETIC FOOT INFECTION			
NEGLIGENCE - MEDICAL MALPRACTICE -	22-27	1446	3/21
TREATMENT OF FOOT ALTERATIONS			
NEGLIGENCE - MEDICAL MALPRACTICE -	22-31	1662	4/18
WRONGFUL DEATH - COLORECTAL SURGERY			
NEGLIGENCE - MOTOR VEHICLE -	22-29	1558	4/4
UNDERINSURED MOTORIST ARBITRATION			
NEGLIGENCE - PEDESTRIAN STRUCK BY AN	22-26	1395	3/14
AUTOMOBILE			
NEGLIGENCE - PHARMACEUTICAL	22-34	1828	5/9
MALPRACTICE			
NEGLIGENCE - ROLL-UP DOOR ON	22-36	1926	5/23
SIDE-LOADER TRAILER			
NEGLIGENCE - SLIP AND FALL -	22-23	1243	2/21
CONSTRUCTION SITE			
NEGLIGENCE - SLIP AND FALL - HOCKEY	22-41	2174	6/27
STICK			
NEGLIGENCE - SLIP AND FALL - SNOW AND	22-35	1874	5/16
ICE			
NEGLIGENCE - SNOW AND ICE - SLIP AND	22-34	1822	5/9
FALL			
NEGLIGENCE - TREE CLEARING - CHAIN SAW	22-41	2175	6/27
NEGLIGENCE - TROLLEY CAR - SUDDEN	22-36	1927	5/23
LURCH			
NEGLIGENCE - WRONGFUL DEATH -	22-26	1399	3/14
DRAMSHOP LIABILITY			
NEGLIGENCE - FALL FROM LADDER -	22-38	2018	6/6
SUMMARY JUDGMENT			
PRODUCTS LIABILITY - ASBESTOS -	22-27	1447	3/21
MESOTHELIOMA			
PRODUCTS LIABILITY - CHEMICAL DRAIN	22-33	1762	5/2
CLEANER - BURNS			
PRODUCTS LIABILITY - CHEMICAL DRAIN	22-32	1708	4/25
CLEANER - BURNS			
PRODUCTS LIABILITY - FIRE -	22-20	1070	1/31
REFRIGERATOR			
PRODUCTS LIABILITY - MITRE SAW - LACK	22-35	1874	5/16
OF AUTOMATIC BREAKING DEVICE			
PRODUCTS LIABILITY - PORTABLE	22-37	1970	5/30

CIRCULAR SAW - BREACH OF WARRANTY			
PRODUCTS LIABILITY - ROTARY HAMMER	22-24	1294	2/28
DRILL - WRIST INJURY			
PRODUCTS LIABILITY - VENDING MACHINE	22-26	1396	3/14
- LATCHING MECHANISM			
REAL PROPERTY - EMINENT DOMAIN - LAND	22-20	1070	1/31
DAMAGE			
REAL PROPERTY - NEGLIGENCE - LIMITED	22-23	1251	2/21
PARTNERSHIP - BREACH OF FIDUCIARY			
DUTY			
TORT - DOG BITE - LACERATIONS TO THE	22-37	1971	5/30
FACE			
TORT - ELECTRICAL INJURY - POST-	22-32	1708	4/25
TRAUMATIC STRESS			
TORT - MOTOR VEHICLES - TRACTOR -	22-23	1242	2/21
TRAILER UNDERIDE - DEMENTIA			
- ALZHEIMER'S			
TORT - SEXUAL ABUSE - 'SATANIC CULT	22-31	1663	4/18
RITUAL ABUSE'			
TORT - SEXUAL ABUSE - CHAPTER 93A -	22-21	1130	2/7
PASTORAL COUNSELOR			
WORKERS' COMPENSATION - SOCIAL	22-41	2174	6/27
SECURITY - KNEE INJURY			
WORKERS' COMPENSATION -	22-24	1294	2/28
SPONDYLOTHESIS AND DISCONGENIC			
DEGENERATION			

VIEWPOINT

BAR ADVOCATES DESERVE GREATER	22-21	1095	2/7
COMPENSATION			
BB GUNS AND AIR GUNS ARE NOT FIREARMS	22-31	1631	4/18
'FRONT LINE' DATABASE ADDRESSES HARD	22-32	1683	4/25
QUESTIONS			
JUDGES PLEAD FOR GOVERNOR TO SUPPORT	22-26	1363	3/14
RAISE			
JUDICIAL COMPENSATION: THE TIME IS NOW	22-16	839	1/3
LEGISLATURE TO BLAME FOR EXCESSIVE	22-17	943	1/17
DAMAGE AWARDS			
LENDER LIABILITY REMAINS A VIABLE	22-36	1895	5/23
CAUSE OF ACTION			
LIBERTY, LICENSE AND LAWYER	22-22	1155	2/14
ADVERTISING			
PEREMPTORY CHALLENGES: A REAL	22-29	2039	6/13
CHALLENGE			
THE ROLE OF THE JUDICIARY	22-23	1215	2/21
SEPARATE DEPARTMENTS FOR THE TRIAL	22-40	2095	6/20
COURTS			
A SINGLE CORRECTIONAL SYSTEM IS	22-33	1731	5/2
UNNECESSARY			

WHAT'S UP ON THE HILL

ACTING HOUSING CLERK PROMOTED	22-26	1373	3/14
ADMINISTRATION BACKS WARRANT REFORM	22-38	2011	6/6
AIDS AID LEGISLATION FILED	22-26	1373	3/14
ANTI-SLAPP SUIT LAW ENACTED	22-16	907	1/10
ANTI-SLAPP BILL PASSES HOUSE	22-34	1811	5/9
ATTORNEY TO HEAD MINORITY BOARD	22-36	1910	5/23
BAIL REFORM PROPOSAL GETS BOOST	22-35	1866	5/16
BALER PICKED FOR QUINCY	22-22	1180	2/14
BALER, DORNIG OK'D FOR COURT POSTS	22-25	1334	3/7
BANKS AGREE TO MORTGAGE REFORMS	22-31	1653	4/18
BBA PUSHES AUTOMATIC TROS	22-31	1653	4/18
BILL AIMS AT PHONE PIRACY	22-41	2161	6/27
BILL EXTENDS LIMIT FOR CHILD RAPE	22-34	1811	5/9
BILL FILED TO BAN CROSSBOWS	22-24	1282	2/28
BILL FILES ON EMINENT DOMAIN DAMAGES	22-22	1180	2/14
BILL MAKES CHILD ABUSE A CRIME	22-16	907	1/10
BILL WOULD CREATE DNA DATA BANK	22-31	1653	4/18
BRISTOL PROBATE JUDGESHIP VACANCY	22-21	1114	2/7
BULLETPROOF VESTS GET OK	22-41	2161	6/27
BURNES TO SERVE ON ETHICS BOARD	22-22	1180	2/14
CAMPAIGN FINANCE MEASURE OK'D	22-29	2056	6/13
CANDIDATE BLOCKED FROM BALLOT	22-32	1700	4/25
CANDIDATES SUED FOR NONDISCLOSURE	22-29	1543	4/4
CAPE LAWYER PEGGED FOR JUDGESHIP	22-19	1007	1/24
CIVIL RIGHTS LAW USED IN ABUSE CASE	22-27	1433	3/21
CLAPPOOD AGREES TO CAMPAIGN FINE	22-21	1114	2/7
CLERK-MAGISTRATE DEADLINE SET	22-19	1007	1/24
COFFIN PICKED FOR JUVENILE COURT	22-24	1282	2/28
COMMITTEE TO STUDY HATE CRIMES	22-20	1060	1/31
COMPANY FINED IN POLLUTION CASE	22-40	2110	6/20
COMPUTER CRIMES FOCUS OF NEW BILL	22-20	1060	1/31
CORDY REGISTER AS LOBBYIST	22-40	2110	6/20
CORPORATE TAX FILING PROCEDURES	22-21	1114	2/7
COUNCIL APPROVES SWORDS	22-37	1958	5/30
COURT HELP FOR RETARDED OK'D	22-16	907	1/10
CREDIT CARD INFORMATION RELEASED	22-24	1282	2/28
CRIMINALS' FEES OFTEN UNCOLLECTED	22-23	1230	2/21
DEFENSE BAR SEEKS WARRANT STUDY	22-30	1596	4/11
DESPITE CONTROVERSY, KIRBY OK'D	22-19	1007	1/24
DIA CHANGES DEPOSITION PROCESS	22-31	1653	4/18

DISTRICT, PROBATE OPENINGS AVAILABLE	22-33	1747	5/2
DMH FACES FINES OVER NONTREATMENT	22-33	1747	5/2
DOMESTIC ABUSE LEGISLATION FILED	22-23	1230	2/21
DORNIG PICKED AS CLERK	22-21	1114	2/7
DRUNK-DRIVING LEGISLATION SIGNED	22-38	2011	6/6
DUFFLY PEGGED FOR MIDDLESEX COURT	22-24	1282	2/28
DUI LAW TO PUNISH REPEAT OFFENDERS	22-24	1282	2/28
ELDERLY MAN GIVES STATE GIFT	22-31	1653	4/18
EXCESSIVE POLICE FORCE CASE SETTLED	22-35	1866	5/16
EXPANDED BOTTLE BILL DEBATED	22-27	1433	3/21
FEDERAL WELFARE WAIVER FILED	22-28	1494	3/28
FINANCIAL PLANNERS MUST REGISTER	22-20	1060	1/31
GOP COMMITTEE AGREES TO FINE	22-36	1910	5/23
GROUP DROPS BALLOT QUESTION	22-41	2461	6/27
HANCOCK FINED FOR LOBBYING REPS	22-28	1494	3/28
HEALTH COMMITTEE APPROVES AIDS BILL	22-37	1958	5/30
HIGH COURT DECISION WORRIES STATE	22-41	2161	6/27
HOMESTEAD PROTECTION RECEIVES	22-35	1866	5/16
APPROVAL			
INFORMED CONSENT TESTING BILL FILED	22-26	1373	3/14
INSANITY DEFENSE QUESTIONED	22-30	1596	4/11
JUDGE DENIES 'WORK RELEASE' PLEA	22-29	2056	6/13
JUDICIARY COMMITTEE OKS TWO BILLS	22-26	1373	3/14
JUDICIARY PANEL OKS BAIL REFORM	22-37	1958	5/30
JUVENILE COURT APPLICATIONS SOUGHT	22-25	1334	3/7
JUVENILE COURT JUDGES SOUGHT	22-23	1230	2/21
JUVENILE JUSTICE BILL INTRODUCED	22-29	1543	4/4
LEAD LIABILITY WAIVER BILL DEBATED	22-26	1373	3/14
LEARY TAPPED FOR JUVENILE CT.	22-38	2011	6/6
LIMON NAMED TO JUVENILE CT.	22-41	2161	6/27
LYNCH CHOSEN FOR CAPE COD COURT	22-17	960	1/17
MCAD ACCUSED OF UNFAIR TREATMENT	22-36	1910	5/23
MCAD CHAIR DUFFY REAPPOINTED	22-29	1543	4/4
MCEVOY NAMED TO SUPERIOR COURT	22-26	1373	3/14
MEDICAID FERTILITY DRUG AID CUT	22-26	1373	3/14
MEDIGAP AID BILL BECOMES LAW	22-20	1060	1/31
MWRA RATE RELIEF BILL APPROVED	22-35	1866	5/16
NAJEMY PICKED FOR JUVENILE COURT	22-40	2110	6/20
NEW LOCAL IRS DIRECTOR NAMED	22-30	1596	4/11
NEW UCC SEARCH SERVICE AVAILABLE	22-23	1230	2/21
NINE APPOINTED TO SENTENCING BODY	22-38	2011	6/6
NO DELAY FOR JUVENILE COURT SYSTEM	22-19	1007	1/24
NON-RESIDENT GUN BILL REFILED	22-21	1114	2/7
NORFOLK LAW LIBRARY FUNDING BACKED	22-29	2056	6/13
PKU BILL SIGNED INTO LAW	22-21	1114	2/7
POLICE CAN STAY ON THE JOB	22-36	1910	5/23
PRO-CHOICE BILLS INTRODUCED	22-29	1543	4/4
PROFESSOR TO LEAD ETHICS COMMITTEE	22-25	1334	3/7
PUBLIC DUTY RULE BILL APPROVED	22-16	907	1/10
PUBLIC SAFETY HEAD TO STEP DOWN	22-40	2110	6/20
REAL-ESTATE LICENSING STREAMLINED	22-32	1700	4/25
RENT-CONTROL OPPONENTS GET SIGNATURES	22-33	1747	5/2
REPORT DETAILS ORDERS VS. CHILDREN	22-32	1700	4/25
RUTBERG SWORN IN TO BERKSHIRE COURT	22-27	1433	3/21
RUTBERG'S JUDGESHIP CONFIRMED	22-17	960	1/17
SCHOOL SAFETY BILL BECOMES LAW	22-16	907	1/10
SEATBELT REPEAL ON 1994 BALLOT	22-30	1596	4/11
SJC TO DECIDE SHERIFF'S FATE	22-32	1700	4/25
STAHLIN APPROVED FOR PROBATE COURT	22-30	1596	4/11
STAHLIN PICKED FOR PROBATE COURT	22-25	1334	3/7
STATE FINES PEMBROKE OFFICIAL, FIRM	22-37	1958	5/30
SUPPLEMENTAL BUDGET GETS APPROVAL	22-29	1543	4/4
SUPPORT ENFORCEMENT BILL SIGNED	22-20	1060	1/31
TREATMENT CENTER TAKEOVER BLOCKED	22-29	2056	6/13
TRUTH-IN SENTENCING BECOMES LAW	22-19	1007	1/24
TURA PARDON PROGRAM FOR NON-FILERS	22-21	1114	2/7
TURCOTTE PICKED FOR FALL RIVER	22-31	1653	4/18
TWO CAPE JUDGES APPROVED	22-22	1180	2/14
TWO CHOSEN FOR JUVENILE COURT	22-33	1747	5/2
TWO CHOSEN FOR SUPERIOR COURT	22-30	1596	4/11
UST'S MORSE PEGGED FOR EOAF POSITION	22-22	1180	2/14
VETO OF SEATBELT BILL OVERRIDDEN	22-16	907	1/10
VICTIM-ASSISTANCE PLAN IN EFFECT	22-32	1700	4/25
VICTIMS CAN TESTIFY TO PAST ABUSE	22-23	1230	2/21
VICTIMS' AID BILL BECOMES LAW	22-17	960	1/17
WATER BILL LEGISLATION SIGNED	22-17	960	1/17
WELCH, TURCOTTE APPROVED FOR	22-34	1811	5/9
JUDGESHIPS			
WELD ADMITS COMMENT WAS MISTAKE	22-33	1747	5/2
WELD BACKS BAIL REFORM LEGISLATION	22-28	1494	3/28
WELD BLASTS WELFARE REFORM DELAY	22-34	1811	5/9
WELD FILES \$16.1 B BUDGET FOR 1995	22-20	1060	1/31
WELD PUSHES FOR MORE BOOT CAMPS	22-33	1747	5/2
WELD REFILES 'GUNS AND GANGS' BILL	22-22	1180	2/14
WELD REFILES DEATH PENALTY BILL	22-22	1180	2/14
WELD SIGNS GUN TRAFFICKING LAW	22-29	2056	6/13
WELFARE ALTERNATIVE BILL FILED	22-19	1007	1/24
WELFARE REFORM BILL GETS SUPPORT	22-28	1494	3/28
WETLANDS PROTECTION RULES REVISED	22-17	960	1/17
WORCESTER DA UNDER INVESTIGATION	22-36	1910	5/23
WORKERS' COMP RATES DECLINE	22-19	1007	1/24

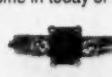
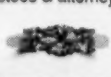
PURVEYORS OF PRESTIGIOUS PRODUCTS

YES WE BUY JEWELRY

E.B. HORN
Jewelers Since 1839

IMMEDIATE CASH!

E.B. Horn will pay the highest prices for your diamond jewelry, gemstones, gold, silver & estate pieces. For 153 years we have served individuals, trustees & attorneys. Come in today or call for an appointment.



429 WASHINGTON ST., BOSTON, MA 02108 (617) 542-3902

CAMBRIDGE
ANTIQUE MARKET



A 150 Dealer Shop
Estate buying, selling appraisals
Three Blocks from the Middlesex Superior Court
Tel: (617) 868-9655 Tues. - Sun. 11:00-6:00
201 MGR. O'BRIEN HIGHWAY, EAST CAMBRIDGE

George Davis
MEN'S SHOES

Boston's Finest Shoe Store for



with
you every
step
of the
way!

The Largest Selection of Styles and Sizes
Personal, Professional Service
209 Congress Street 542-222